

FEDERAL REGISTER

VOLUME 23

NUMBER 6

Washington, Thursday, January 9, 1958

TITLE 6—AGRICULTURAL CREDIT

Chapter III—Farmers Home Administration, Department of Agriculture

Subchapter B—Farm Ownership Loans

[FHA Instruction 443.3]

PART 333—PROCESSING SUBSEQUENT LOANS

Subchapter D—Soil and Water Conservation Loans

[FHA Instruction 442.1]

PART 351—POLICIES AND AUTHORITIES

Subchapter G—Miscellaneous Regulations

[FHA Instruction 444.1]

PART 383—FARM HOUSING LOANS

MISCELLANEOUS AMENDMENTS

1. Section 333.1, Title 6, Code of Federal Regulations (21 F. R. 10447; 22 F. R. 465, 1586, 2503), is amended to delete paragraphs (b) and (c), revised provisions of which are being transferred to paragraph (e) of § 383.6, and to redesignate paragraphs (d) through (j) as paragraphs (b) through (h).

(Sec. 41, 50 Stat. 528, as amended; 7 U. S. C. 1015)

2. Paragraph (g) (3), § 351.1, Title 6, Code of Federal Regulations (20 F. R. 1963), is amended to add a provision that any prior lien will be considered in determining the Soil and Water Conservation loan limitations, and to read as follows:

§ 351.1 General. * * *

(g) *Relationship of Soil and Water Conservation loans to Farm Ownership and Production and Subsistence loans.*

(3) Generally, additional land improvement and water development needed by a Farm Ownership borrower will be met with a subsequent Farm Ownership loan. However, when such costs are relatively small, a Soil and Water Conservation loan may be made to a Farm Ownership borrower provided the loan approval official determines that the sum of the Soil and Water Conservation loan, less any amount to be used for the purchase of chattel property, and the unpaid balance of the Farm Ownership loan and prior lien, if any, will not

exceed the loan limit that would be applicable if a subsequent Farm Ownership loan were being made.

(R. S. 161, sec. 6, 50 Stat. 870, sec. 10, 68 Stat. 735; 5 U. S. C. 22, 16 U. S. C. 590w, 590x-3)

3. Paragraph (e), § 383.6, Title 6, Code of Federal Regulations (22 F. R. 3), is amended to incorporate a policy provision regarding a Farm Housing loan to a Farm Ownership borrower, heretofore contained in § 333.1, revised to permit a Farm Housing loan to a Farm Ownership borrower who is regularly employed off the farm provided he lives on and personally operates the farm, and to read as follows:

§ 383.6 Special requirements. * * *

(e) *Relationship of Farm Housing loans to Farm Ownership and Soil and Water Conservation loans.* (1) Each eligible applicant should be encouraged to obtain the kind of Farmers Home Administration loan best suited to his needs. In determining which kind of loan best suits the applicant's needs, consideration will be given to the purposes for which the applicant needs funds and the availability of loan funds. Whenever possible, an applicant's total real estate credit needs will be met with one kind of loan.

(2) If the subsequent credit needs of a Farm Ownership borrower who is not a contract purchaser on a Federal Reclamation Project or a homestead entryman on public lands can be met with a Farm Housing loan, such a loan may be made provided the borrower's farm operations will not be larger than family-type and the sum of the Farm Housing loan and the unpaid balance of the Farm Ownership loan and prior lien, if any, will not exceed the loan limitations that would be applicable if a subsequent Farm Ownership loan were being made. This will permit a Farm Housing loan to be made to a Farm Ownership borrower who is regularly employed off the farm provided he lives on and personally operates the farm. For a Farm Housing loan to a Farm Ownership borrower who owns a family-type farm, the appraisal report, if required, of the farm will be based

(Continued on next page)

CONTENTS

Agricultural Marketing Service	Page
Proposed rule making:	
Milk; in Cleveland, Ohio, marketing area.....	166
Agriculture Department	
See Agricultural Marketing Service; Farmers Home Administration.	
Alien Property Office	
Notices:	
Vesting orders:	
Hungarian General Credit-bank (5 documents).....	174-176
Atomic Energy Commission	
Notices:	
Aerojet-General Nucleonics; proposed issuance of construction permit and facility license.....	168
American Machine & Foundry Co.; amendment of facility construction permit.....	167
Civil Service Commission	
Rules and regulations:	
Appeals of preference eligibles under Veterans' Preference Act; employee's answer.....	162
Defense Department	
See also Navy Department.	
Notices:	
Arkansas; removal of obstruction of justice within; implementation of Executive Order 10730.....	166
Farmers Home Administration	
Rules and regulations:	
Loans; farm ownership, soil and water conservation; policies and authorities; miscellaneous amendments to chapter.....	161
Federal Housing Administration	
Rules and regulations:	
Loans, property improvement; mutual mortgage insurance; eligibility requirements of mortgage covering one to four family dwellings; multifamily housing insurance; eligibility requirements of mortgage covering multifamily housing; cooperative housing insurance; eligibility; miscellaneous amendments.....	165



Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Federal Register Division, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15 cents) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the CODE OF FEDERAL REGULATIONS, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended August 5, 1953. The CODE OF FEDERAL REGULATIONS is sold by the Superintendent of Documents. Prices of books and pocket supplements vary.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER, or the CODE OF FEDERAL REGULATIONS.

Now Available

UNITED STATES GOVERNMENT ORGANIZATION MANUAL

1957-58 Edition

(Revised through June 1)

Published by the Federal Register Division,
the National Archives and Records Service,
General Services Administration

778 pages—\$1.50 a copy

Order from Superintendent of Documents,
United States Government Printing Office,
Washington 25, D. C.

CONTENTS—Continued

Federal Power Commission	Page
Notices:	
Cities Service Oil Co.; application to abandon certain natural gas service.....	169
Food and Drug Administration	
Proposed rule making:	
Pesticide chemicals in or on raw agricultural commodities; exemption of tetra copper calcium oxychloride from requirement of tolerance.....	166

CONTENTS—Continued

Food and Drug Administration—Continued	Page
Rules and regulations:	
Pesticide chemicals in or on raw agricultural commodities; tolerance for residues of tetraiodoethylene.....	164
Health, Education, and Welfare Department	
See Food and Drug Administration.	
Housing and Home Finance Agency	
See Federal Housing Administration.	
Immigration and Naturalization Service	
Rules and regulations:	
Miscellaneous amendments to chapter (Act of September 11, 1957) (2 documents).....	163
Interior Department	
See Land Management Bureau.	
Internal Revenue Service	
Notices:	
District Directors; delegation of authority relating to gasoline and lubricating bonds.....	166
Interstate Commerce Commission	
Notices:	
Applications for conversion by motor contract carriers.....	169
Justice Department	
See Alien Property Office; Immigration and Naturalization Service.	
Land Management Bureau	
Notices:	
Arizona; order providing for opening of public lands to mineral location, entry and patent.....	167
Montana; order providing for opening of public lands.....	167
Navy Department	
Rules and regulations:	
Rules applicable to the public; security violation.....	166
Securities and Exchange Commission	
Notices:	
Gulf Power Co.; proposed issuance and sale of bonds; issuance of short-term notes to banks and issuance of bonds for sinking fund purposes.....	174
Treasury Department	
See Internal Revenue Service.	

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

Title 5	Page
Chapter I:	
Part 22.....	162

CODIFICATION GUIDE—Con.

Title 6	Page
Chapter III:	
Part 333.....	161
Part 351.....	161
Part 383.....	161
Title 7	
Chapter IX:	
Part 975 (proposed).....	166
Title 8	
Chapter I:	
Part 2.....	163
Part 7.....	163
Part 9.....	163
Part 205.....	163
Part 212.....	163
Part 235a.....	164
Part 245.....	164
Part 263.....	164
Part 264.....	164
Part 299.....	164
Part 322.....	164
Title 21	
Chapter I:	
Part 120.....	164
Proposed rules.....	166
Title 24	
Chapter II:	
Part 201.....	165
Part 221.....	165
Part 232.....	165
Part 241.....	165
Title 32	
Chapter VI:	
Part 765.....	166

upon the farm's normal earning capacity value rather than the normal market value.

(Sec. 510, 63 Stat. 437; 42 U. S. C. 1480)

Dated: January 3, 1958.

[SEAL] H. C. SMITH,
Acting Administrator,
Farmers Home Administration.

[F. R. Doc. 58-194; Filed, Jan. 8, 1958;
8:49 a. m.]

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 22—APPEALS OF PREFERENCE ELIGIBLES UNDER VETERANS' PREFERENCE ACT OF 1944

EMPLOYEE'S ANSWER

Section 22.203 is amended to read as follows:

§ 22.203 *Employee's answer.* (a) A reasonable time shall be allowed an employee for answering personally and in writing, charges and notifications of proposed adverse actions and for furnishing affidavits in support of such answers. The reasonable time required shall depend on the facts and circumstances of each case, and shall be sufficient in all cases to afford the employee ample opportunity to prepare answers and secure affidavits.

(b) The employee may answer personally, or in writing, or both personally and in writing. The right to answer personally includes the right to answer orally in person but does not include the right to a trial or formal hearing with examination of witnesses.

(Secs. 11, 19, 58 Stat. 390, 391, as amended; 5 U. S. C. 860, 868)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] WM. C. HULL,
Executive Assistant.

[F. R. Doc. 58-190; Filed, Jan. 8, 1958;
8:49 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

MISCELLANEOUS AMENDMENTS TO CHAPTER

Reference is made to the notice of proposed rule making which was published in the FEDERAL REGISTER of November 26, 1957 (22 F. R. 9433), pursuant to section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C. 1003) and in which there was set out in full the terms of proposed amendments to Parts 2, 7, and 9, Chapter I, Title 8 of the Code of Federal Regulations, implementing the act of September 11, 1957, Representations which were received concerning the proposed rules have been considered. The proposed rules have been amended by not requiring the payment of a fee for filing an application for adjustment of status pursuant to section 9 or 13 of the act of September 11, 1957, by an alien who has paid the fee for filing an application for preexamination. The amendatory regulations, as set out below, are hereby adopted.

PART 2—SERVICE RECORDS: FEES

Section 2.5 is amended by adding a new item at the end thereof, so that, when taken with the introductory material, it will read as follows:

§ 2.5 *Fees for service, documents, papers, and records not specified in the Immigration and Nationality Act.* In addition to the fees enumerated in sections 281 and 344 of the Immigration and Nationality Act, the following fees and charges are prescribed:

* * * * *

For filing application for adjustment of status pursuant to section 9 or 13 of the act of September 11, 1957. (The fee shall not be required of an alien who has paid the fee for filing an application for preexamination). \$25.00

PART 7—REGIONAL COMMISSIONERS: APPEALS

Subparagraphs (1) and (2) of paragraph (a) of § 7.1 are amended, so that, when taken with the introductory material, they will read as follows:

§ 7.1 *Regional commissioners—(a) Appellate jurisdiction.* Appeals shall lie to the regional commissioners from the following:

(1) Decisions of district directors on petitions filed in accordance with section 204 or 214 (c) of the Immigration and Nationality Act or section 4 (b) (2) (B) of the act of September 11, 1957, or from decisions revoking the approval of such petitions in accordance with section 206 of the Immigration and Nationality Act, as provided in Parts 204, 205, 214n, and 206 of this chapter;

(2) Decisions of district directors on applications for consent to reapply for admission to the United States under section 212 (a) of the Immigration and Nationality Act and on applications for waiver of excludable grounds under section 5 or 7 of the act of September 11, 1957, filed by a visa applicant outside the United States, as provided in Part 212 of this chapter;

PART 9—AUTHORITY OF COMMISSIONER, REGIONAL COMMISSIONERS, AND ASSISTANT COMMISSIONERS

Paragraphs (e) and (aa) of § 9.5a are amended, so that, when taken with the introductory material, they will read as follows:

§ 9.5a *Authority of Regional Commissioners.* The powers, privileges, and duties conferred or imposed upon officers or employees of the Service under this chapter with respect to the following-described matters are hereby conferred or imposed upon the regional commissioners:

* * * * *

(e) Applications for consent to apply or reapply because inadmissible to the United States under paragraph (16) or (17) of section 212 (a) of the Immigration and Nationality Act and applications for waiver of excludable grounds under section 5 or 7 of the act of September 11, 1957, as provided in Part 212 of this chapter.

* * * * *

(aa) Adjustment of status to persons admitted for permanent residence as provided in section 245 of the Immigration and Nationality Act, section 9 or 13 of the act of September 11, 1957, and Part 245 of this chapter.

(Sec. 501, 65 Stat. 290, sec. 103, 66 Stat. 173; 5 U. S. C. 140, 8 U. S. C. 1103)

The basis and purpose of the above-prescribed regulations are to implement the act of September 11, 1957.

This order shall become effective on the date of its publication in the FEDERAL REGISTER. Compliance with requirements of section 4 (c) of the Administrative Procedure Act relating to delayed effective date is unnecessary and would serve no useful purpose in this instance because the persons affected by the regulations prescribed will not require additional time to prepare for the effective date of the regulations.

Dated: January 2, 1958.

WILLIAM P. ROGERS,
Attorney General.

Recommended: December 20, 1957.

J. M. SWING,
Commissioner of Immigration
and Naturalization.

[F. R. Doc. 58-148; Filed, Jan. 8, 1958;
8:45 a. m.]

MISCELLANEOUS AMENDMENTS TO CHAPTER

Reference is made to the notice of proposed rule making which was published in the FEDERAL REGISTER of October 31, 1957 (22 F. R. 8787) and in which there was set out in full the terms of proposed amendments to Parts 205, 212, 245, 263, 264, 299, and 322, Chapter I, Title 8 of the Code of Federal Regulations, implementing the act of September 11, 1957. Representations which were received concerning the proposed rules have been considered. The proposed rules have been amended. The amendatory regulations, as set out below, are hereby adopted. In addition, the first sentence of 8 CFR 235a.1 has been amended.

PART 205—PETITION FOR IMMIGRANT STATUS AS RELATIVE OF UNITED STATES CITIZEN, LAWFUL RESIDENT ALIEN, OR ELIGIBLE ORPHAN

1. The part heading of Part 205—Petition for Immigrant Status as Relative of United States Citizen or Lawful Resident Alien is amended to read as set forth above.

2. Section 205.2 is added to read as follows:

§ 205.2 *Eligible orphan.* A petition by a United States citizen and spouse under section 4 (b) (2) (B) of the act of September 11, 1957, shall be filed on Form I-600. The petitioners shall be notified of the decision and, if the petition is denied, of the reasons therefor and of their right to appeal within 10 days from the receipt of such notification in accordance with Part 7 of this chapter.

PART 212—DOCUMENTARY REQUIREMENTS: NONIMMIGRANTS; WAIVERS; ADMISSION OF CERTAIN INADMISSIBLE ALIENS; PAROLE

Section 212.7 is added to read as follows:

§ 212.7 *Waiver of certain grounds of excludability.* (a) An alien who is excludable and seeks a waiver under section 5 or 7 of the act of September 11, 1957, shall file an application on Form I-601 at the consular office considering the application for a visa for transmittal to the Service for decision. The applicant shall be notified of the decision and, if the application is denied, of the reasons therefor and of his right to appeal within 10 days from the receipt of such notification in accordance with Part 7 of this chapter.

(b) An alien who is excludable and seeks a waiver under section 6 of the act of September 11, 1957, shall file an application on Form I-601 at the consular office considering the application for a visa and shall establish, among other things, that if required he will be hospitalized upon admission into the United States and will remain so hospitalized until the United States Public Health Service approves his discharge, and thereafter submit to such examinations, treatment, isolation, and medical regime as the United States Public Health Service shall direct; shall furnish an affidavit from a sponsor or other responsible individual that financial arrangements for his care have been made, and a statement from a hospital or sanatorium, recognized by the United States Public

Health Service as an institution for the treatment of tuberculosis, agreeing to submit its clinical evaluation and X-rays of the patient to the United States Quarantine Station, Staten Island, New York, and not to discharge the patient until agreed upon by the Chief Quarantine Officer; and an acknowledgment that he will comply with the provisions of "Sanitary Measures for Travel of Aliens with Tuberculosis," a copy of which is to be furnished to him, and intends in good faith to submit to the hospitalization and subsequent cost of treatment as arranged for him.

PART 235a—PREEXAMINATION OF ALIENS WITHIN THE UNITED STATES

The first sentence of § 235a.1 *Application* is amended to read as follows: "Any alien, except a citizen of Canada, Mexico, or islands adjacent to the United States, who entered the United States prior to January 1, 1957, and has been continuously physically present in the United States since that date, shall apply for preexamination on Form I-63 if he intends to apply to a consular officer of the United States in Canada for an immigrant visa and he believes that he will be admissible to the United States under all the provisions of the immigration laws if in possession of an immigrant visa, or that he is prima facie eligible for a waiver of excludability under section 5 or 7 of the act of September 11, 1957; that he will be able to obtain the prompt issuance of an immigrant visa, and that he is a person of good moral character."

PART 245—ADJUSTMENT OF STATUS OF NONIMMIGRANT TO THAT OF A PERSON ADMITTED FOR PERMANENT RESIDENCE

Section 245.1 is amended to read as follows:

§ 245.1 *Application*. Any alien who believes that he meets the eligibility requirements set forth in section 245 of the Immigration and Nationality Act, or section 9 or 13 of the act of September 11, 1957, shall apply on Form I-507 for adjustment of status. An application under section 13 shall be filed with and adjudicated by the District Director, Washington, D. C., and an application under section 245 or section 9 shall be filed with the district director having administrative jurisdiction over the applicant's place of residence. An alien who has a nonimmigrant status under paragraph (15) (A), (15) (E), or (15) (G) of section 101 (a) of the Immigration and Nationality Act, or has an occupational status which would, if he were seeking admission to the United States, entitle him to a nonimmigrant status under any of such paragraphs of section 101 (a) of the Immigration and Nationality Act, shall not be eligible to apply for adjustment of status without first executing and submitting with his application the written waiver required by section 247 (b) of the Immigration and Nationality Act and Part 247 of this chapter. The applicant shall be notified of the decision, and, if the application is denied, of the reasons

therefor and of his right to appeal within 10 days from the receipt of such notification in accordance with Part 7 of this chapter: *Provided*, That in cases under section 245 of the Immigration and Nationality Act an appeal shall not lie from the decision denying an application on the ground that a quota immigrant visa is unavailable at the time the decision is rendered even though such a visa was available when the application was filed. When requested by a consular officer in connection with the application of a spouse or child, following to join a first preference adjusted alien under section 245 or any principal applicant under section 9 of the act of September 11, 1957, a certified copy of Form I-181 shall be forwarded directly to the consular office by the district director, upon submission of satisfactory evidence of the relationship.

PART 263—REGISTRATION OF ALIENS IN THE UNITED STATES: PROVISIONS GOVERNING SPECIAL GROUPS

1. Section 263.2 is amended to read as follows:

§ 263.2 *Other nonimmigrant aliens; fingerprint waiver*. The requirement of fingerprinting specified in section 262 of the act is waived on a basis of reciprocity in the case of every nonimmigrant alien who departs from the United States within one year of admission, provided he maintains his nonimmigrant status during that time. Every nonimmigrant alien not previously fingerprinted shall apply for fingerprinting at once if he remains in the United States in excess of one year, or if he fails to maintain his nonimmigrant status, except as a longer time is permitted for a foreign government official or representative under § 263.1, including a person holding a diplomatic passport visaed as an official, and a nonimmigrant with the classification of NATO-1, NATO-2, NATO-3, and NATO-4.

2. Section 263.4 *Certain alien crewmen* is revoked.

PART 264—REGISTRATION OF ALIENS IN THE UNITED STATES: FORMS AND PROCEDURE

Subparagraph (5) *Form I-95A* of paragraph (c) *Forms constituting alien-registration receipt cards under the Immigration and Nationality Act* of § 264.1 *Alien registration receipt card* is revoked.

PART 299—IMMIGRATION FORMS

Section 299.1 *Prescribed forms* is amended by adding the following forms in numerical sequence:

Form No.	Title and description
I-181—	Memorandum of Creation of Record of Lawful Permanent Residence.
I-600—	Petition for Approval of Assurances for Eligible Orphan to be Adopted (Section 4, Act of September 11, 1957).
I-601—	Application for Waiver of Grounds of Excludability under Section 5, 6, or 7 of the Act of September 11, 1957.

PART 322—SPECIAL CLASSES OF PERSONS WHO MAY BE NATURALIZED: CHILDREN OF CITIZEN PARENT

The third sentence of § 322.11 *Procedural requirements* is amended to read as follows: "The petition for naturalization shall be filed on Form N-407, in duplicate, in a naturalization court within whose jurisdiction the petitioning parent or parents and the child reside, unless exempted therefrom by section 323 (c)." (Sec. 103, 66 Stat. 173; 8 U. S. C. 1103)

The basis and purpose of the above-prescribed regulations are to implement the act of September 11, 1957.

This order shall become effective on the date of its publication in the FEDERAL REGISTER. Compliance with requirements of section 4 (c) of the Administrative Procedure Act relating to delayed effective date is unnecessary and would serve no useful purpose in this instance because the persons affected by the regulations prescribed will not require additional time to prepare for the effective date of the regulations.

Dated: December 20, 1957.

J. M. SWING,
Commissioner of Immigration
and Naturalization.

[F. R. Doc. 58-147; Filed, Jan. 8, 1958;
8:45 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

Subchapter B—Food and Food Products

PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

TOLERANCE FOR RESIDUES OF TETRAIDOETHYLENE

A petition was filed with the Food and Drug Administration requesting the establishment of a tolerance for residues of tetraiodoethylene in or on cantaloup from postharvest application.

The Secretary of Agriculture has certified that this pesticide chemical is useful for the purposes for which a tolerance is being established.

After consideration of the data submitted in the petition and other relevant material which show that there will be no residue in the edible portion of the treated cantaloup and which show that the tolerance established in this order will protect the public health, and by virtue of the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408 (d) (2), 68 Stat. 512; 21 U. S. C. 346a (d) (2)) and delegated to the Commissioner of Food and Drugs by the Secretary (21 CFR 120.7 (g)), the regulations for tolerances for pesticide chemicals in or on raw agricultural commodities (21 CFR Part 120) are amended by adding the following new section:

§ 120.160 *Tolerance for residues of tetraiodoethylene.* A tolerance of 15 parts per million is established for residues of tetraiodoethylene on cantaloup from postharvest application.

Any person who will be adversely affected by the foregoing order may, at any time prior to the thirtieth day from the effective date thereof, file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D. C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by this order, specify with particularity the provisions of the order deemed objectionable and reasonable grounds for the objections, and request a public hearing upon the objections. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective upon publication in the FEDERAL REGISTER.

(Sec. 701, 52 Stat. 1055, as amended; 21 U. S. C. 371. Interprets or applies sec. 408, 68 Stat. 511; 21 U. S. C. 346a)

Dated: January 2, 1958.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F. R. Doc. 58-176; Filed, Jan. 8, 1958; 8:46 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter II—Federal Housing Administration, Housing and Home Finance Agency

MISCELLANEOUS AMENDMENTS TO CHAPTER

The following miscellaneous amendments are hereby made to this chapter.

Subchapter B—Property Improvement Loans

PART 201—CLASS 1 AND CLASS 2 PROPERTY IMPROVEMENT LOANS

1. In § 201.2, paragraph (c) is amended to read as follows:

§ 201.2 *Eligible notes.* * * *

(c) *Payments.* The note shall be payable in equal installments, falling due monthly or every two weeks unless a different payment schedule is approved by the Commissioner. The first installment or the final installment may be more or less than the other installments provided that it is not less than one-half or more than one and one-half times the amount of a regular installment. A note may not provide for a first payment more than two calendar months from the date of the note. However, if 51 percent or more of the income of the borrower is derived directly from the sale of agricultural crops, commodities, or livestock produced by him, a note may be made payable in installments corresponding to income periods shown on the Credit Application. In such cases, the first payment must be made within 12 months of the date of the note and at least one payment shall be

made in each 12 months thereafter, provided that no two payments shall be more than 12 months apart, and the proportion of total principal to be paid in later years shall not exceed the proportion of total principal payable in earlier years.

2. In § 201.8, paragraph (a) (5) is amended to read as follows:

§ 201.8 *Dealer investigation, approval and control.* (a) * * *

(5) *Advance notice to applicant.* Mail to the borrower or personally deliver to the borrower written notice, on a form approved by the Commissioner, of the insured's intention to disburse the proceeds of the loan. Such notice shall be directed to the borrower prior to the disbursement of the loan and in no event less than six calendar days prior to such disbursement. A record of such notice showing the date of mailing or delivery to the borrower shall be in the loan file. (Sec. 2, 48 Stat. 1246, as amended; 12 U. S. C. 1703)

Subchapter C—Mutual Mortgage Insurance and Servicemen's Mortgage Insurance

PART 221—MUTUAL MORTGAGE INSURANCE; ELIGIBILITY REQUIREMENTS OF MORTGAGE COVERING ONE- TO FOUR-FAMILY DWELLINGS

1. Section 221.27 is amended to read as follows:

§ 221.27 *Economic soundness of project.* The mortgage must be executed with respect to a project which, in the opinion of the Commissioner, is economically sound except that this section shall not apply:

(a) To a mortgage of the character described in § 221.17 (c) and with respect to such a mortgage the Commissioner shall determine that the mortgage is an acceptable risk giving consideration to the need for providing adequate housing for families of low and moderate income, particularly in suburban and outlying areas of small communities; or

(b) To a mortgage of the character described in § 221.17 (d).

2. In § 221.42, paragraph (b) (3) is amended to read as follows:

§ 221.42 *Eligibility of miscellaneous type mortgages.* * * *

(b) * * *

(3) Executed in connection with the sale by the Government, or any agency or official thereof, or any of the so-called Greenbelt towns, or parts thereof, including projects, or parts thereof, known as Greenhills, Ohio; Greenbelt, Maryland; and Greendale, Wisconsin, developed under the Emergency Relief Appropriation Act of 1935, or of any of the village properties or employee's housing under the jurisdiction of the Tennessee Valley Authority; or of any housing under the jurisdiction of the Department of the Interior located within the town area of Coulee Dam, Washington, acquired by the United States for the construction, operation, and maintenance of Grand Coulee Dam and its appurtenant works; or

(Sec. 211, 52 Stat. 23; 12 U. S. C. 1715b. Interpret or apply sec. 203, 52 Stat. 10, as amended; 12 U. S. C. 1709)

Subchapter D—Multifamily and Group Housing Insurance

PART 232—MULTIFAMILY HOUSING INSURANCE; ELIGIBILITY REQUIREMENTS OF MORTGAGE COVERING MULTIFAMILY HOUSING

In § 232.30, paragraph (b) (3) is amended to read as follows:

§ 232.30 *Eligibility of miscellaneous type mortgages.* * * *

(b) * * *

(3) Executed in connection with the sale by the Government, or any agency or official thereof, of any of the so-called Greenbelt towns, or parts thereof, including projects, or parts thereof, known as Greenhills, Ohio; Greenbelt, Maryland; and Greendale, Wisconsin; developed under the Emergency Relief Appropriation Act of 1935, or of any of the village properties or employee's housing under the jurisdiction of the Tennessee Valley Authority; or of any housing under the jurisdiction of the Department of the Interior located within the town area of Coulee Dam, Washington, acquired by the United States for the construction, operation, and maintenance of Grand Coulee Dam and its appurtenant works; or

(Sec. 211, 52 Stat. 23; 12 U. S. C. 1715b. Interpret or apply sec. 207, 52 Stat. 16, as amended; 12 U. S. C. 1713)

PART 241—COOPERATIVE HOUSING INSURANCE; ELIGIBILITY REQUIREMENTS FOR PROJECT MORTGAGE

In § 241.45, paragraph (b) (3) is amended to read as follows:

§ 241.45 *Eligibility of miscellaneous type mortgages.* * * *

(b) * * *

(3) Executed in connection with the sale by the Government, or any agency or official thereof, of any of the so-called Greenbelt towns, or parts thereof, including projects, or parts thereof, known as Greenhills, Ohio; Greenbelt, Maryland; and Greendale, Wisconsin; developed under the Emergency Relief Appropriation Act of 1935, or of any of the village properties or employees' housing under the jurisdiction of the Tennessee Valley Authority; or of any housing under the jurisdiction of the Department of the Interior located within the town area of Coulee Dam, Washington, acquired by the United States for the construction, operation, and maintenance of Grand Coulee Dam and its appurtenant works; or

(Sec. 211, 52 Stat. 23; 12 U. S. C. 1715b. Interpret or apply sec. 213, 64 Stat. 54, as amended; 12 U. S. C. 1715e)

Issued at Washington, D. C., January 3, 1958.

[SEAL] NORMAN P. MASON,
Federal Housing Commissioner.

[F. R. Doc. 58-189; Filed, Jan. 8, 1958; 8:49 a. m.]

TITLE 32—NATIONAL DEFENSE**Chapter VI—Department of the Navy****PART 765—RULES APPLICABLE TO THE PUBLIC****SECURITY VIOLATION**

1. Section 765.3 is revised to read as follows:

§ 765.3 *Security violation.* Under section 21 of the Internal Security Act of 1950 (50 U. S. C. 797), the Secretary of Defense has designated certain categories of Navy and Marine Corps commanding officers as having the authority to promulgate regulations pursuant to that section for protection of property or places under their command. (See 19 F. R. 5446.) For buildings or parts of buildings, and property or places therein or adjacent thereto, at the seat of government, occupied by Department of Defense agencies (except those occupied exclusively by field activities), the regulations are promulgated by the Secretary of the Navy under authority of the Secretary of Defense insofar as those buildings, parts, property or places are administered by, or insofar as space therein is assigned to, the Department of the Navy; under the latter alternative, the Secretary's regulatory power is additional to that of the head of the administering agency. The violation of regulations so promulgated is punishable by a fine of not to exceed \$5,000 or imprisonment for not more than one year, or both. See also 18 U. S. C. 1382.

(R. S. 161; sec. 202, 61 Stat. 500, as amended; 5 U. S. C. 22, 171a)

By direction of the Secretary of the Navy.

[SEAL] P. A. WALKER,
Captain, U. S. Navy,
Acting Judge Advocate General.

JANUARY 2, 1958.

[F. R. Doc. 58-172; Filed, Jan. 8, 1958;
8:45 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE**Agricultural Marketing Service****[7 CFR Part 975]****MILK IN CLEVELAND, OHIO, MILK
MARKETING AREA****SUSPENSION OF CERTAIN PROVISION
OF ORDER**

Notice is hereby given that, pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), consideration is being given to the suspension of a certain provision of the order, as amended, regulating the handling of milk in the Cleveland, Ohio, milk marketing area, relating to the limitation of the period during which dairy

farmers are defined as producers with respect to milk diverted by handlers or cooperative associations to nonpool plants.

The provision proposed to be suspended is the phrase "within April, May, June, or July" appearing in § 975.8 (b) of the order.

All persons desiring to submit data, views and arguments with respect to the foregoing proposed suspension may do so by forwarding four copies thereof postmarked not later than three days after publication of this notice in the FEDERAL REGISTER, to the Hearing Clerk, Room 112, Administration Building, United States Department of Agriculture, Washington 25, D. C.

Issued at Washington, D. C., this 7th day of January 1958.

[SEAL] TRUE D. MORSE,
Under Secretary.

[F. R. Doc. 58-220; Filed, Jan. 8, 1958;
9:04 a. m.]

**DEPARTMENT OF HEALTH, EDU-
CATION, AND WELFARE****Food and Drug Administration****[21 CFR Part 120]****TOLERANCES AND EXEMPTIONS FROM TOLER-
ANCES FOR PESTICIDE CHEMICALS IN OR
ON RAW AGRICULTURAL COMMODITIES****NOTICE OF PROPOSAL TO EXEMPT TETRA
COPPER CALCIUM OXYCHLORIDE FROM
THE REQUIREMENT OF A TOLERANCE**

The Food and Drug Administration has received a request for clarification of the Administration's position with reference to residues of tetra copper calcium oxychloride in or on raw agricultural commodities from preharvest application.

On the basis of evidence taken at the 1950 spray residue hearing, residues of certain copper compounds were exempted from the requirement of a tolerance when such residues occurred from application of the copper compounds to growing crops in accordance with good agricultural practice (21 CFR 120.6). That evidence also warrants including tetra copper calcium oxychloride in the list of copper compounds so exempted.

By virtue of the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408 (b), (e), 68 Stat. 511, 514; 21 U. S. C. 346a (b), (e)) and delegated to the Commissioner of Food and Drugs by the Secretary (21 CFR 120.29 (a)), it is proposed by the Commissioner of Food and Drugs, in accordance with the request set forth above, that the regulations for tolerances for pesticide chemicals in or on raw agricultural commodities (21 CFR 120.6) be amended by inserting in paragraph (b) (1) the term "tetra copper calcium oxychloride."

A person who has registered or who has submitted an application for the registration of an economic poison under the Federal Insecticide, Fungicide, and Rodenticide Act containing tetra copper calcium oxychloride may request,

within 30 days from publication of this proposal in the FEDERAL REGISTER, that the proposal be referred to an advisory committee in accordance with section 408 (e) of the Federal Food, Drug, and Cosmetic Act.

Any interested person is invited at any time prior to the 30th day from the date of publication of this notice in the FEDERAL REGISTER to file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D. C., written comments on the proposal. Comments may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Dated: January 2, 1958.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F. R. Doc. 58-175; Filed, Jan. 8, 1958;
8:46 a. m.]

NOTICES**DEPARTMENT OF THE TREASURY****Internal Revenue Service****[Order 56]****DISTRICT DIRECTORS OF INTERNAL REVENUE****DELEGATION OF AUTHORITY WITH RESPECT
TO GASOLINE AND LUBRICATING OIL BONDS**

Authority is hereby delegated to District Directors of Internal Revenue to make final determination as to the amount of bond required to be given by producers or importers of gasoline and manufacturers or producers of lubricating oil under the provisions of § 314.9 of Regulations 44 (26 CFR 314.9) in cases where the amount of the bond calculated under such section would exceed \$30,000.

The authority herein delegated may not be redelegated.

Date of issue: December 27, 1957.

Effective date: December 27, 1957.

[SEAL] O. GORDON DELK,
Acting Commissioner.

[F. R. Doc. 58-188; Filed, Jan. 8, 1958;
8:49 a. m.]

DEPARTMENT OF DEFENSE**Office of the Secretary****IMPLEMENTATION OF EXECUTIVE ORDER
10730, SEPTEMBER 24, 1957**

The Acting Secretary of Defense signed the following order on December 13, 1957:

ORDER

I, Wilber M. Brucker, Acting Secretary of Defense of the United States, by direction of the President of the United States and pursuant to the authority granted under Executive Order No. 10730, dated 24 September 1957, entitled "Providing Assistance for the Removal of an Obstruction of Justice Within the State of Arkansas", hereby relieve from the active military service of the United States the units and parts of units, and the

members thereof, of the Army National Guard of the State of Arkansas listed on Exhibit 1 attached hereto, which were called into the active military service of the United States pursuant to section 1 of that Executive Order. All other units and parts of units, and the members thereof, which were called into the active military service of the United States under that Executive Order and which have not heretofore been relieved from the active military service of the United States are hereby retained in the active military service of the United States under that Executive Order.

The relief from active military service provided by this Order shall take effect, for particular units or parts of units, and the members thereof, at the earliest practicable time, as determined by the Secretary of the Army.

All other steps appropriate in connection with relief from active military service under this Order shall be taken by the Secretary of the Army.

WILBER M. BRUCKER,
Acting Secretary of Defense.

DECEMBER 13, 1957.

MAURICE W. ROCHE,
Administrative Secretary.

ARKANSAS ARMY NATIONAL GUARD UNITS TO BE
RELIEVED FROM ACTIVE FEDERAL SERVICE

UNIT

Hq & Hq Co, 1st Bn, 153d Inf Regt
Co C, 153d Inf Regt
Co K, 153d Inf Regt
Co B (Rear) 739th Ord Bn

[F. R. Doc. 58-171; Filed, Jan. 8, 1958;
8:45 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Document 169]

ARIZONA

ORDER PROVIDING FOR THE OPENING OF PUBLIC LANDS TO MINERAL LOCATION, ENTRY, AND PATENT

JANUARY 3, 1958.

Under the authority of the act of April 25, 1932 (47 Stat. 136; 43 U. S. C. 154) and the regulations thereunder contained in 43 CFR 185.36, and pursuant to § 2.22 (a) of Departmental Order No. 2583 of August 16, 1950, of the Secretary of the Interior, it is ordered as follows:

Subject to valid existing rights and the provisions of existing withdrawals, the following described lands shall, commencing at 10:00 a. m., on the thirty-fifth day after the date of this order, be open to location, entry, and patenting under the United States Mining Laws, subject to the stipulations quoted below, to be executed and acknowledged in favor of the United States by the locators, for themselves, their heirs, successors, and assigns, and recorded in the county records and in the United States Land & Survey Office at Phoenix, Arizona, before any rights attach thereto:

GILA AND SALT RIVER MERIDIAN

T. 3 N., R. 4 W.,
Sec. 18: Lots 1, 2, 3, 4, 5, 6, S½NE¼, SE¼NW¼, E½SW¼, SE¼.

The area described totals 596.43 acres. Disposition of the lands described herein shall be subject to the following stipulations:

In carrying out the mining and milling operations contemplated hereunder, locator will, by means of substantial dikes or other adequate structures, confine all tailings, debris, and harmful chemicals in such a manner that the same shall not be carried into the Hassayampa River by storm waters or otherwise.

There is reserved to the United States, its agents and employees, at all times, free ingress to, passage over, and egress from all of the above described lands for the purpose of inspection; there is further reserved to the United States, its successors and assigns the prior right to use any of the lands hereinabove described, to construct, operate, and maintain canals, dikes, wasteways, ditches, dams, reservoirs, telephone and telegraph lines, electric transmission lines, roadways and appurtenant works, including the right to take and remove from the lands hereinabove described such construction materials as may be required in the construction of irrigation works, without any payment made by the United States, or its successor for such rights.

The locator further agrees that the United States, its officers, agents, and employees and its successors or assigns, shall not be held liable for any damage to the improvements or workings of the locator resulting from the construction, operation and maintenance of any works of the United States and/or the removal of construction materials from the lands hereinabove described.

Inquiries concerning these lands shall be addressed to the Manager, Land Office, Bureau of Land Management, P. O. Box 148, Phoenix, Arizona.

E. I. ROWLAND,
State Supervisor.

[F. R. Doc. 58-174; Filed, Jan. 8, 1958;
8:46 a. m.]

[Montana 022071]

MONTANA

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

JANUARY 3, 1958.

Pursuant to a determination order of the Federal Power Commission, the public lands within the area described below are hereby restored to disposition under the applicable public land laws from the withdrawal for the Federal Power Project named, subject to valid existing rights and the provisions of existing withdrawals:

MONTANA PRINCIPAL MERIDIAN

T. 28 N., R. 9 W.,
Sec. 18: Lots 8, 9, 10, 12, and 13.

The above described lands were withdrawn in Power Site Reserve No. 276, approved June 4, 1912. Under date of December 2, 1955, the Federal Power Commission issued a determination to vacate the subject lands withdrawn under section 24 of the Federal Water Power Act, Power Site Reserve No. 276, Docket No. DA-145 and 146, Montana.

The subject tract totals 178.80 acres of public lands that produce grass and forage for the support of livestock and

wildlife. Scattered stands of Douglas Fir are located on the tract with an understory of bunch grasses and browse. The topographical features vary from rolling hills to rough and mountainous terrain. These resources have multiple use values in the form of grazing, watershed protection, recreation and wildlife. The physical character of the tract makes it unsuitable for production of cultivated agricultural crops.

The tract is classified as suitable for exchange to the State of Montana, and this opening is limited to the disposition contemplated by this classification. In the event that the lands are not exchanged to the State, an appropriate order will open these lands to entry by the general public, in accordance with the applicable land laws.

Any disposition of these lands shall be subject to the stipulation that if, and when, the land is required in whole or in part for power development purposes, any structures or improvements placed thereon, which may be found to obstruct or interfere with such development, shall, without cost, expense, or delay to the United States, its licensees or permittees, be removed and relocated insofar as it may be necessary to eliminate interference with such power development.

The order shall not otherwise become effective to change the status of such land until 10:00 a. m. on January 3, 1958, when the said land shall become subject to application, petition, location and selection under the applicable public land laws, subject to valid existing rights, the provisions of existing withdrawals and the requirements of applicable laws.

Inquiries concerning these lands shall be addressed to the State Supervisor, Bureau of Land Management, 1245 North 29th Street, Billings, Montana.

R. D. NIELSON,
State Supervisor.

[F. R. Doc. 58-187; Filed, Jan. 8, 1958;
8:48 a. m.]

ATOMIC ENERGY COMMISSION

[Docket 50-17]

AMERICAN MACHINE & FOUNDRY CO.

NOTICE OF AMENDMENT OF FACILITY CONSTRUCTION PERMIT

Please take notice that on December 31, 1957, the Atomic Energy Commission issued amendment No. 2 to Construction Permit No. CPRR-7 held by American Machine & Foundry Company. Amendment No. 2 changes the earliest completion date of the reactor from March 1, 1957, to April 1, 1958, and changes the latest completion date of the reactor from December 31, 1957, to November 1, 1958.

Dated at Washington, D. C., this 30th day of December, 1957.

For the Atomic Energy Commission.

H. L. PRICE,
Director,

Division of Licensing and Regulation.

[F. R. Doc. 58-169; Filed, Jan. 8, 1958;
8:45 a. m.]

[Docket No. 50-88]

AEROJET-GENERAL NUCLEONICS

NOTICE OF PROPOSED ISSUANCE OF CONSTRUCTION PERMIT AND FACILITY LICENSE

Please take notice that the Atomic Energy Commission proposes to issue to Aerojet-General Nucleonics, San Ramon, California, a construction permit substantially in the form set forth in Annex "A" below unless on or before fifteen (15) days after the filing of this notice with the Federal Register Division a request for a formal hearing is filed with the Commission as provided by the Commission's rules of practice (10 CFR Part 2). There is annexed as Annex "B" a memorandum submitted by the Division of Licensing and Regulation which summarizes the principal factors considered in reviewing the application for license. For further details see the application for license at the Commission's Public Document Room, 1717 H Street NW., Washington, D. C.

Notice is also hereby given that if the Commission issues the construction permit, the Commission may without further prior public notice convert the construction permit to a Class 104 license authorizing operation of the reactor by Aerojet-General Nucleonics and the transfer of possession or title or both to the reactor to any person licensed to acquire it, if it is found that the reactor has been constructed in accordance with the specifications contained in the application, and in conformity with the provisions of the act and of the rules and regulations of the Commission and in the absence of any good cause being shown to the Commission that the granting of such license would not be in accordance with the provisions of the act. The license authorizing operation of the reactor will not be issued by the Commission unless Aerojet-General Nucleonics has filed with the Commission proof of financial protection pursuant to the Commission's regulation 10 CFR Part 140 "Financial Protection Requirements and Indemnity Agreements".

Dated at Washington, D. C., this 31st day of December, 1957.

For the Atomic Energy Commission.

H. L. PRICE,

Director,

Division of Licensing and Regulation.

ANNEX "A"

CONSTRUCTION PERMIT

Aerojet-General Nucleonics, San Ramon, California (hereinafter "AGN") on November 12, 1957, filed its application for a Class 104 license, defined in § 50.21 of Part 50, "Licensing of Production and Utilization Facilities", Title 10, Chapter I, CFR, to construct and operate a one watt nuclear reactor of a type designated by AGN as Model AGN-211 and referred to as Serial 100 (hereinafter "the reactor"). An amendment to the application was filed on December 18, 1957. Reference to the application herein will be to the original application as amended.

The Atomic Energy Commission (hereinafter "the Commission") finds that:

A. The reactor will be a utilization facility as defined in the Commission's regulations contained in Title 10, Chapter 1, CFR, Part 50, "Licensing of Production and Utilization Facilities."

B. The reactor will be useful in the conduct of research and development activities of the types specified in section 31 of the Atomic Energy Act of 1954, as amended, (hereinafter "the act").

C. AGN is financially qualified to construct and operate the reactor in accordance with the regulations contained in Title 10, Chapter 1, CFR.

D. AGN is technically qualified to design and construct the reactor.

E. AGN has submitted sufficient information to provide reasonable assurance that the reactor can be constructed and operated at the proposed location without undue risk to the health and safety of the public.

F. The issuance of a construction permit to AGN will not be inimical to the common defense and security or to the health and safety of the public.

Pursuant to the act and Title 10, CFR, Chapter I, Part 50, "Licensing of Production and Utilization Facilities", the Commission hereby issues a construction permit to AGN to construct the reactor as a utilization facility. This permit shall be deemed to contain and be subject to the conditions specified in §§ 50.54 and 50.55 of said regulations; is subject to all applicable provisions of the act and rules, regulations and orders of the Commission now or hereafter in effect; and is subject to the additional conditions specified or incorporated below:

A. The earliest completion date of the reactor is January 17, 1958. The latest completion date of the reactor is May 31, 1958. The term "completion date" as used herein means the date on which construction of the reactor is completed except for the introduction of the fuel material.

B. The site proposed for the location of the reactor is the location in San Ramon, Contra Costa County, California, specified in the application.

C. The reactor is a semi-portable, plastic core, swimming pool-type research reactor using uranium enriched in the isotope uranium-235 as fuel and designed to operate at a power level of 1 watt (thermal).

Upon completion (as provided by Paragraph "A" above) of the construction of the reactor in accordance with the terms and conditions of this permit, upon the filing of any additional information needed to bring the original application up to date, and upon finding that the reactor authorized has been constructed in conformity with the application and in conformity with the provisions of the act and of the rules and regulations of the Commission, the Commission will issue a Class 104 license to AGN pursuant to section 104c of the act, which license shall expire 20 years after the date of this construction permit.

Date of issuance:

For the Atomic Energy Commission.

Director,

Division of Licensing and Regulation.

ANNEX "B"

MEMORANDUM

Description of the proposed reactor. The AGN-211 reactor is a small, swimming pool-type reactor designed to operate at a maximum power of 1 watt and corresponding flux of 3×10^7 neutrons per cm^2 per sec. It is intended for training operators, for demonstration purposes, and for use in education, medicine and research.

The core of the reactor will consist of approximately 16 fuel elements surrounded by graphite reflector elements, and mounted in a bottom grid plate designed for a 6 x 7 array of fuel and reflector elements. The applicant has stated that all grid holes will be filled with either fuel elements or reflector elements in an optimum arrangement, in order to preclude the accidental increase

in reactivity due to adding another fuel element or exchanging positions of reflector and fuel elements. At no time will the basic or modified core structure exceed 0.2 percent excess reactivity.

The fuel elements will be $3\frac{1}{16}$ inches x $2\frac{3}{8}$ inches long. A typical fuel element assembly, starting from the bottom will be (a) bottom aluminum mounting section; (b) six inches of graphite reflector; (c) twelve inches of fuel (uranium enriched to 20 percent in U-235, as UO_2 in a matrix of radiation stabilized polyethylene); (d) six inches of graphite reflector; (e) two inches of lead shadow shield; and (f) a top removal fitting of aluminum. The element assembly will be held together with two tie rods passing through holes drilled vertically through the components. Each element will be oriented in the core by means of a hole drilled in the bottom mounting section which accommodates a matching dowel located on the grid plate. The fuel element will be spray-coated with plastic to protect the UO_2 particles from water.

The core will be supported from a fixed I-beam bridge by an aluminum frame, and located in a pool of water, 40 inches x 40 inches x 8 feet high. The pool will be surrounded on all sides by 40 inches of concrete and the pool water purified by a demineralizer. The control rods will be $2\frac{3}{4}$ inches wide sheets of boral which will slide vertically in aluminum guides attached to certain of the fuel elements modified for this purpose. The safety and control rods will be released from their electromagnets by a scram, and driven into the core by gravity and spring in 200 milliseconds. The two safety rods and one control rod each will control 1.2 percent reactivity, while the fine control rod will control 0.3 percent. The maximum withdrawal rate will be 0.3 cm/sec which corresponds to a reactivity change of 2.5×10^{-4} for the coarse control rod. Interlocks will prevent withdrawal of the control rods unless the safety rods are cocked; also it will not be possible to cock the safety rods unless the control rods are in their safe or starting positions.

The instrumentation will consist of a BF₃ ionization chamber with linear meter, a BF₃ ionization chamber with logarithmic meter and a BF₃ proportional counter with count rate meter. These instruments will cover the entire range, from source to power level. Scrams will result from high or low power, low period, low water level, low water temperature, earthquake, power failure and water radioactivity.

The critical mass is estimated to be about 1 kilogram of U-235. The temperature coefficient is calculated to be -3.6×10^{-4} fraction change in reactivity per °C. The maximum excess reactivity is limited to 0.2 percent.

The AGN-211 reactor is to be located at the AGN facility located on a 2.65 acre tract about $\frac{1}{2}$ mile east of the town of San Ramon, California. The nearest dwelling is approximately 500 feet from the reactor building. No difficulties are expected from storms or floods. Slight earthquakes are common in this area and the reactor is equipped with an earthquake scram.

Safety evaluation. The low power of the AGN-211 reactor (1 watt) results in a very low fission product inventory, and substantially all of the fission products that are produced will be retained in the solid UO_2 polyethylene fuel.

The temperature coefficient of reactivity was calculated by the applicant to be -3.6×10^{-4} fraction change in reactivity per degree centigrade. Also, it was estimated that during normal operation, the center of the fuel element would be only 0.07° C. above the surface temperature.

If 2 percent reactivity were inserted instantaneously, which seems highly improbable since only 0.2 percent is ever available,

it is stated by the applicant that the period would be 5 milliseconds and that the resultant power excursion of 5 megawatt-seconds would be terminated in about 100 milliseconds. The applicant's calculations show that the excursion would be self-limiting because of core expansion due to temperature rise; the average temperature of the fuel would rise about 71° C., and the temperature at the center of the element would increase about 110° C. Radiation stabilized polyethylene melts above 200° C. It is agreed that such a postulated accident is unlikely, and even in the event of such an accident, it is reasonable to expect that substantially all of the fission products would be kept within the core and surrounding pool water.

The safety features of the control system are designed to shut down the reactor in the event of malfunction of equipment or personnel error.

We agree with the applicant's statement that during normal operation the radiation levels would be about 4 mrs per hour at the surface of the water and about 1 mr per hour at the outer surface of the concrete shield. In the event of the 4 megawatt-seconds excursion described above a person standing against the concrete shield would receive a dosage of 0.5 roentgens and a person standing at the top of the water tank would receive a dosage of 1.0 roentgens. Although the dosage, resulting from the excursion, to a person standing at the top of the water tank would be about 10 percent in excess of that permitted by the AEC's regulation, 10 CFR 20, the overexposure is so small and the occurrence of this accident is so highly improbable that we believe that the reactor should present no unacceptable hazard to operating personnel or to the public.

Technical qualifications. AGN's technical qualifications were discussed in a memorandum accompanying the notice of proposed issuance of construction permit in Docket F-32 published in the FEDERAL REGISTER on February 6, 1957, 22 F. R. 742. Since then AGN has expanded its staff in both members and educational background and has successfully completed the fabrication and operation of two 5-watt Model AGN-201M reactors and nine 100-milliwatt AGN-201 reactors.

Financial qualifications. AGN is a subsidiary of Aerojet-General Corporation (AGC) which in turn is a subsidiary of the General Tire & Rubber Company. AGC has assumed financial responsibility for the production of the AGN-211 reactor, Model 100. On the basis of the evidence in these proceedings, including the assumption of financial responsibility by AGC, we conclude that AGN is financially qualified to carry out the proposed activities in accordance with the requirements of the Commission's regulations.

Financial protection. The license authorizing operation of the reactor should not be issued until AGN has filed, with the AEC, proof of financial protection pursuant to the AEC's regulation, 10 CFR Part 140, "Financial Protection Requirements and Indemnity Agreements".

Conclusions. Based on the above considerations, it is concluded that:

a. There is reasonable assurance that the proposed facility can be constructed and operated at the applicant's site without undue risk to the health and safety of the public.

b. The applicant is technically and financially qualified to engage in the proposed activities.

Dated: December 31, 1957.

For the Division of Licensing and Regulation,

H. L. PRICE,
Director.

[F. R. Doc. 58-170; Filed, Jan. 8, 1958;
8:45 a. m.]

No. 6—2

FEDERAL POWER COMMISSION

[Docket No. G-11837]

CITIES SERVICE OIL Co.

NOTICE OF APPLICATION AND DATE
OF HEARING

JANUARY 3, 1958.

Take notice that on January 28, 1957, Cities Service Oil Company (Applicant) filed in Docket No. G-11837 an application pursuant to section 7 (b) of the Natural Gas Act for permission and approval to abandon certain natural gas service to United Gas Pipe Line Company, as hereinafter described, subject to the jurisdiction of the Commission, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The service to be abandoned involves Applicant's share of gas produced from the Donald S. Gardner #1 Well in the Lewisburg Field, St. Landry Parish, Louisiana, which service was among those authorized by the Commission on November 8, 1955, in Docket No. G-4579.

Applicant states that its Donald S. Gardner #1 Well ceased producing in May 1955, that all efforts to restore production were unsuccessful, that said well was therefore abandoned and that the lease covering same has expired under its own terms.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on February 4, 1958, at 9:30 a. m., e. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before January 28, 1958. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL]

MICHAEL J. FARRELL,
Acting Secretary.

[F. R. Doc. 58-177; Filed, Jan. 8, 1958;
8:46 a. m.]

INTERSTATE COMMERCE COMMISSION

[Notice 7]

APPLICATIONS FOR CONVERSION BY MOTOR
CONTRACT CARRIERS

JANUARY 3, 1958.

The following proceedings are governed by the Interstate Commerce Commission's special rules of practice, published in the FEDERAL REGISTER on November 13, 1957, Volume 22, FEDERAL REGISTER, page 9015, concerning notice of proceedings upon application of a holder of motor contract carrier authority, under section 212 (c) of the Interstate Commerce Act, for the revocation of motor contract carrier authority issued on or before August 22, 1957, and the issuance in lieu thereof of a certificate of public convenience and necessity (49 CFR 1.242). A proceeding to determine the status of the carriers' operations has been instituted under section 212 (c).

Protests may be filed with the Commission within 30 days after the date of notice of the proceedings is published in the FEDERAL REGISTER. If oral hearing is desired the protest must so indicate.

The authority set out in the pertinent permits upon which a determination is sought has, in most instances, been summarized.

No. MC 22619 (Sub No. 9) filed November 15, 1957, PULLEY FREIGHT LINES, INC., East 24th and Easton Boulevard, Des Moines, Iowa. Applicant's attorney: William A. Landau, 1307 East Walnut Street, Des Moines 16, Iowa. For authority to operate as a common carrier of the same commodities between the same point or within the same territory as authorized in the following permits:

No. MC 22619, dated February 23, 1954.

Canned goods, over irregular routes, between Des Moines, Iowa, on the one hand, and, on the other, Kansas City, Kans., Kansas City, St. Joseph, St. Louis, and South St. Joseph, Mo., Milwaukee, Wis., Omaha and South Omaha, Nebr., St. Paul, and South St. Paul, Minn., East St. Louis, Ill., and points in that part of Illinois north of U. S. Highway 36: from Chicago, Ill., to Adel, Cedar Rapids, Clarion, Creston, Fort Dodge, Guthrie Center, Jefferson, Mason City, Mount Ayr, Muscatine, Perry, and Winterset, Iowa: from Perry, Iowa to Chicago, Ill.

Beer, from St. Paul, Minn., to Fort Dodge, Iowa, and empty beer containers, on return.

Silo doors, stampings, heavy hardware, tools and dies, from Des Moines, Iowa, to points in Wisconsin.

Poultry and dairy products, from Atlantic, Centerville, Clarinda, Creston, Guthrie Center, and Ottumwa, Iowa, to Chicago, Ill.

Meats, in truckload lots, from Des Moines, Iowa, to Chicago, Ill.

Wall paper, in truckload lots, from Chicago, Ill., to Des Moines, Iowa.

Commodities classified, (a) as meats, meat products, and meat by-products, (b) as dairy products, and (c) as articles distributed by meat-packing houses, as defined by the Commission, subject to a

"Keystone" restriction, between Des Moines, Iowa, on the one hand, and, on the other, Kansas City, Kans., Kansas City, St. Joseph, St. Louis, and South St. Joseph, Mo., Milwaukee, Wis., Omaha and South Omaha, Nebr., St. Paul and South St. Paul, Minn., East St. Louis, Ill., and points in that part of Illinois north of U. S. Highway 36: from Chicago, Ill., to Adel, Cedar Rapids, Clarion, Creston, Fort Dodge, Guthrie Center, Jefferson, Mason City, Mount Ayr, Muscatine, Perry, and Winterset, Iowa: from Perry, Iowa, to Chicago, Ill.

Such merchandise as is dealt in by wholesale grocery and food business houses, and in connection therewith, equipment, materials and supplies used in the conduct of such business, over irregular routes, subject to a "Keystone" restriction, between Des Moines, Iowa, on the one hand, and on the other, Chicago, De Kalb, Pecatonica, and Rochelle, Ill., Omaha and Plattsmouth, Nebr., and points in Wisconsin.

Petroleum products, and such materials, equipment and supplies as are used in the operation and maintenance of gasoline filling stations and bulk plants, subject to a "Keystone" restriction, between Des Moines, Iowa, and Omaha, Nebr.

No. MC 22619 (Sub No. 3), dated August 1, 1950.

Animal and poultry feed and animal and poultry feed ingredients, over irregular routes, between Des Moines, Iowa, and points within two miles, thereof, on the one hand, and, on the other, points in Wisconsin.

Canned goods, over irregular routes, from points in Wisconsin to points in Iowa, except Cedar Rapids, Des Moines, Fort Dodge, Sioux City, Waterloo, Marshalltown, Carroll, Oskaloosa, Davenport, Dubuque, Sheldon, Ottumwa, Laurens, and Webster City: from Rochester, Minn., to points in Iowa.

No. MC 22619 (Sub No. 4), dated April 11, 1950.

Animal and poultry feed, over irregular routes, from Des Moines, Iowa, to points in Illinois, Minnesota, Missouri, Nebraska, and South Dakota, and feed ingredients and rejected shipments of animal and poultry feed, on return.

No. MC 22619 (Sub No. 8), dated July 1, 1957.

Packing-house products, over regular routes, between Des Moines, Iowa, and Chicago, Ill., serving the intermediate point of Davenport, Iowa.

Fresh meats, and packing-house products, from Perry, Iowa, to Chicago, Ill., serving no intermediate points: from Marshalltown, Iowa, to Chicago, Ill., serving no intermediate points.

Malt beverages, from Quincy, Ill., to Des Moines, Iowa, serving no intermediate points: from Chicago, Ill., to Des Moines, Iowa, serving no intermediate points.

Empty malt beverage containers, from Des Moines, Iowa, to Quincy, Ill., serving no intermediate points: from Des Moines, Iowa, to Chicago, Ill., serving no intermediate points.

Condiments, and canned goods, over irregular routes, from Chicago, Blue Island, Washington, Eureka, Morton, and Morrison, Ill., to points in Iowa on and

north of a line beginning at the Illinois-Iowa State line and extending along U. S. Highway 6 to junction unnumbered highway (formerly U. S. Highway 6) west of Ladora, Iowa, thence along unnumbered highway via Victor, Carnforth, and Brooklyn, Iowa, to junction U. S. Highway 6, and thence along U. S. Highway 6 to junction U. S. Highway 69, and on and east of U. S. Highway 69 from junction U. S. Highway 6 to the Iowa-Minnesota State line: from Des Moines, Iowa, to points in Illinois on and north of U. S. Highway 36, except Chicago.

Packing-house products, from Des Moines, Iowa, to points in Illinois on and north of U. S. Highway 36, except Chicago: from Des Moines, Iowa, to points in that part of Illinois bounded by a line beginning at the Indiana-Illinois State line and extending along U. S. Highway 6 to the Mississippi River, thence along the Mississippi River to junction U. S. Highway 136, thence along U. S. Highway 136 to junction Illinois Highway 10, thence along Illinois Highway 10 to Urbana, Ill., thence along U. S. Highway 45 to junction unnumbered highway (formerly U. S. Highway 45) near Chebanse, Ill., thence along unnumbered highway to junction Illinois Highway 115 (formerly U. S. Highway 45) thence along Illinois Highway 115 to junction U. S. Highway 45, thence along U. S. Highway 45 to Kankakee, Ill., thence along Illinois Highway 17 to the Illinois-Indiana State line, and thence along said State line to the point of beginning, including points on the indicated portions of the highways specified, other than those on U. S. Highway 6: from Cedar Rapids, Iowa, to points in that part of Illinois on and north of a line beginning at the Mississippi River and extending along a straight line to junction Illinois Highway 96 (formerly unnumbered highway) near Mozier, Ill., thence along Illinois Highway 96 to Kampsville, Ill., thence along Illinois Highway 108 to junction U. S. Highway 66, thence along U. S. Highway 66 to Litchfield, Ill., thence along Illinois Highway 16 to Mattoon, Ill., thence along U. S. Highway 45 to junction unnumbered highway (formerly U. S. Highway 45) near Chebanse, Ill., thence along unnumbered highway to junction Illinois Highway 115 (formerly U. S. Highway 45), thence along Illinois Highway 115 to junction U. S. Highway 45, thence along U. S. Highway 45 to Kankakee, Ill., and thence along Illinois Highway 17 to the Illinois-Indiana State line.

Dairy products, from Des Moines, Waterloo, Mason City, Dubuque, Hampton, Iowa Falls, Ottumwa, Grinnell, Marengo, Muscatine, and Cedar Rapids, Iowa, to Chicago, Ill.: from Des Moines, Marengo, and Grinnell, Iowa, to points in Illinois on and north of a line beginning at the Mississippi River and extending along a straight line to junction Illinois Highway 96 (formerly unnumbered highway) near Mozier, Ill., thence along Illinois Highway 96 to Kampsville, Ill., thence along Illinois Highway 108 to junction U. S. Highway 66, thence along U. S. Highway 66 to Litchfield, Ill., thence along Illinois Highway 16 to Mattoon, Ill., thence along U. S. Highway 45 to junc-

tion unnumbered highway (formerly U. S. Highway 45) near Chebanse, Ill., thence along unnumbered highway to junction Illinois Highway 115 (formerly U. S. Highway 45) thence along Illinois Highway 115 to junction U. S. Highway 45, thence along U. S. Highway 45 to Kankakee, Ill., and thence along Illinois Highway 17 to the Illinois-Indiana State line: from Iowa Falls, Mason City, Hampton, Centerville, Muscatine, Ottumwa, Waterloo, Dubuque, Clinton, and Keokuk, Iowa, to points in that part of Illinois on and north of a line beginning at the Mississippi River and extending along U. S. Highway 136 to junction Illinois Highway 10, thence along Illinois Highway 10 to Urbana, Ill., thence along U. S. Highway 45 to junction unnumbered highway (formerly U. S. Highway 45) near Chebanse, Ill., thence along unnumbered highway to junction Illinois Highway 115 (formerly U. S. Highway 45) thence along Illinois Highway 115 to junction U. S. Highway 45, thence along U. S. Highway 45 to Kankakee, Ill., and thence along Illinois Highway 17 to the Illinois-Indiana State line: from Cedar Rapids, Oelwein, Ottumwa, and Reinbeck, Iowa, to Forest Park, Ill., and points in the Chicago, Ill., Commercial Zone, as defined by the Commission.

Fresh meat, from Marshalltown, Iowa, to Chicago, Ill.

Cheese, from Dixon and Freeport, Ill., to Cedar Rapids, Iowa.

Poultry, eggs, dairy products, fresh meats, canned foods and packing-house products, supplies and equipment, from Chicago, and Blue Island, Ill., to points in Iowa on and east of U. S. Highway 69: from Des Moines, Grinnell, and Marengo, Iowa, to points in Illinois on and north of U. S. Highway 6.

No. MC 31466 (Sub No. 22) filed November 14, 1957, L. C. L. TRANSIT COMPANY, A Corporation, P. O. Box 667, 520 North Roosevelt Street, Green Bay, Wis. Applicant's representative: Adolph E. Solie, 715 First National Bank Building, Madison 3, Wis. For authority to operate as a *common carrier*, of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 31466, dated June 7, 1957.

Canned goods, packing house products and supplies for packing houses, over a regular route, between junction U. S. Highway 12 and unmarked town road, west of Eau Claire, Wis., in the town of Union, Eau Claire County, Wis., and junction U. S. Highway 12 and U. S. Highway 53, east of Eau Claire, Wis., as an alternate route for operating convenience only, serving no intermediate points.

Canned goods, between Belvidere, Ill., and Minneapolis, Minn.

Packing house products and supplies for packing houses, subject to a "Keystone" restriction, between Minneapolis, Minn., and Chicago, Ill., and Milwaukee, Wis., serving the intermediate and off-route points of Mankato, Albert Lea, Winona, Owatonna, St. Paul, South St. Paul, Newport, and Fairmont, Minn., La Crosse, Madison, Milwaukee, Janesville, Cudahy, Racine, and Kenosha, Wis., and Rockford and Waukegan, Ill., without re-

striction; and Fairchild, Wis., Dixon, Ill., and Waterloo, Iowa, restricted to pick-up or delivery of packing house products and supplies for packing houses.

Automobile tires, oils, and greases, over irregular routes, between Chicago, Ill., on the one hand, and, on the other, Milwaukee, Green Bay, Fond du Lac, Oshkosh, Neenah, Appleton, Menasha, Kaukauna, New London, Clintonville, Marion, Wausau, Shawano, Bonduel, Pulaski, Antigo, Seymour, Shiocton, Blackcreek, Manawa, Port Washington, Sheboygan, Manitowoc, Two Rivers, Kewaunee, Sturgeon Bay, Algoma, Casco, New Franken, Plymouth, Kiel, New Holstein, Chilton, Hilbert, Greenleaf, Suamico, Abrams, Pensaukee, Oconto, Marinette, Crivitz, Coleman, Pound, and Lena, Wis.

Cheese, from Algoma, Appleton, Blue River, Cleveland, Edgar, Fond du Lac, Green Bay, Juneau, Manitowoc, Marathon, Marinette, Marchfield, Platteville, Plymouth, Reedsville, Richland Center, Sawyer, Seymour, Sherwood, Spring Green, Two Rivers, and Zachow, Wis., to Milwaukee, Wis.: from Barronett and Cumberland, Wis., to Crystal Falls, Mich.:

Asphalt, asbestos, and magnesia products, from Waukegan, Ill., to Milwaukee, Wis.

Packing-house products, from Milwaukee, Wis., to points in that part of Illinois on and east of U. S. Highway 12, not including Chicago, Ill.

Meat, meat products, and meat by-products, dairy products, and articles distributed by meat packing houses, from Menominee, Mich., to Aurora, Commonwealth, Conover, Eagle River, Florence, Hurley, Land O'Lakes, Niagara, Phelps, and Spread Eagle, Wis., and points in the Upper Peninsula of Michigan.

Dairy products, dairy by-products, manufactured or prepared foods, and materials, supplies and equipment used in the production thereof, and household goods as defined by the Commission, between New Ulm, Minn., on the one hand, and, on the other, St. Louis, Mo., Barron, Rice Lake, Superior, and Ashland, Wis., points in that part of Wisconsin on and south of a line beginning at Marinette, Wis., and extending along Wisconsin Highway 64 to Merrill, Wis., thence along U. S. Highway 51 to Wausau, Wis., thence along Wisconsin Highway 29 to junction U. S. Highway 12 (near Elk Mound, Wis.), and thence along U. S. Highway 12 to the Wisconsin-Minnesota State line, including points in Kewaunee and Door Counties, Wis., Duluth, Minn., and points in that part of Minnesota on and east of U. S. Highway 169 and on and south of U. S. Highway 12, Ottumwa, Burlington and Keokuk, Iowa, and points in Iowa on and south of U. S. Highway 13 from Marquette to Garner, and on and east of U. S. Highway 69 from Garner to Des Moines, and on and north of U. S. Highway 6 from Des Moines to Davenport, points in that part of Illinois on and north of U. S. Highway 36, points in Indiana, and points in Michigan, except those in that part of the lower peninsula of Michigan north of the northern boundary of Muskegon, Kent,

Montcalm, Gratiot, Midland, Gladwin, Arenac, and Iosco Counties, Mich.

Fresh meats, from Madison, Wis., and Albert Lea, Austin, and Faribault, Minn., to points in the upper peninsula of Michigan: from Minneapolis and St. Paul, Minn., to points in the upper peninsula of Michigan, except Bessemer, Ironwood, Ramsey, and Wakefield, Mich.: between Madison, Wis., and Davenport, Iowa: from Albert Lea and Faribault, Minn., to points in Brown, Calumet, Door, Fond du Lac, Kewaunee, and Manitowoc Counties, Wis., that part of Marathon County, Wis., on, east, and south of a line beginning at the Marathon-Lincoln County line, and extending along U. S. Highway 51 to Wausau, Wis., and thence along Wisconsin Highway 29 to the Clark-Marathon County line, that portion of Marinette County, Wis., on and south of Wisconsin Highway 64, that portion of Oconto County, Wis., on the south of Wisconsin Highway 64, and points in Outagamie, Shawano, Sheboygan, Waupaca, and Winnebago Counties, Wis.: from Austin, Minn., to points in Adams, Brown, Buffalo, and Calumet Counties, Wis., that portion of Clark County, Wis., on and south of Wisconsin Highway 29, points in Columbia, Crawford, Dane, Dodge, Door, Fond du Lac, Grant, Green, Green Lake, Iowa, Jackson, Jefferson, Juneau, Kenosha, Kewaunee, LaCrosse, and Lafayette Counties, Wis., points in that portion of Langlade County, Wis., on and south of Wisconsin Highway 64, that portion of Lincoln County, Wis., on, south, and east of a line beginning at the Marathon-Lincoln County line and extending along U. S. Highway 51 to Merrill, Wis., and thence along Wisconsin Highway 64 to the Langlade-Lincoln County line, points in Manitowoc County, Wis., points in that portion of Marathon County, Wis., on, east, and south of a line beginning at the Marathon-Lincoln County line and extending along U. S. Highway 51 to Wausau, Wis., and thence along Wisconsin Highway 29 to the Clark-Marathon County line, that portion of Marinette County, Wis., on and south of Wisconsin Highway 64, points in Marquette, Milwaukee, and Monroe Counties, Wis., points in that portion of Oconto County, Wis., on and south of Wisconsin Highway 64, points in Outagamie, Ozaukee, Pepin, Portage, Racine, Richland, Rock, Sauk, Shawano, Sheboygan, Trempealeau, Vernon, Walworth, Washington, Waukesha, Waupaca, Waushara, Winnebago, and Wood Counties, Wis., points in Cook, Hancock, Henderson, Henry, Jo Daviess, Knox, Lake, Mercer, Peoria, Rock Island, Warren, Whiteside and Winnebago Counties, Ill., Burlington and Keokuk, Iowa, points in Cedar, Clinton, Dubuque and Jackson Counties, Iowa, points in that part of Johnson County, Iowa, on and north of U. S. Highway 6, points in Jones and Linn Counties, Iowa, points in that part of Muscatine County, Iowa, on and north of U. S. Highway 6, and points in that part of Scott County, Iowa, on and north of U. S. Highway 6: from Cedar Rapids, Iowa, to points in Columbia, Dane, Dodge, Grant, Green, Iowa, Jefferson, Kenosha, Lafayette,

Milwaukee, Ozaukee, Racine, Rock, Sauk, Walworth, Washington, and Waukesha Counties, Wis., and points in Boone, Carroll, Cook, DeKalb, Du Page, Jo Daviess, Kane, Lake, Lee, McHenry, Ogle, Stephenson, Whiteside, and Winnebago Counties, Ill.

Meat, meat products and meat by-products, as defined by the Commission, from Austin, Minn., to points in Ashland County, Wis., that portion of Clark County, Wis., north of Wisconsin Highway 29, points in Florence, Forest, and Iron Counties, Wis., that portion of Langlade County, Wis., north of Wisconsin Highway 64, that portion of Lincoln County, Wis., north and west of a line beginning at the Langlade-Lincoln County line and extending along Wisconsin Highway 64 to Merrill, Wis., and thence along U. S. Highway 51 to the Lincoln-Marathon County line, that portion of Marathon County, Wis., north and west of a line beginning at the Clark-Marathon County line and extending along Wisconsin Highway 29 to Wausau, Wis., thence along U. S. Highway 51 to the Marathon-Lincoln County line, that portion of Marinette County, Wis., north of Wisconsin Highway 64, that portion of Oconto County, Wis., north of Wisconsin Highway 64, points in Oneida, Price, Taylor and Vilas Counties, Wis., points in Des Moines County (except Burlington), Iowa, that portion of Johnson County, Iowa, south of U. S. Highway 6, points in Lee County (except Keokuk), Iowa, points in Louisa County, Iowa, points in that part of Muscatine County, Iowa, south of U. S. Highway 6, and points in that part of Scott County, Iowa, south of U. S. Highway 6.

Such merchandise as is dealt in by meat-packing plants and supplies, materials, and equipment used or useful in such plants, subject to a "Keystone" restriction, between Milwaukee and Cudahy, Wis., on the one hand, and, on the other, Florence and Niagara, Wis., and points in Iron, Ashland, Price, Oneida, Lincoln and Taylor Counties, Wis., and points in the upper peninsula of Michigan.

Such merchandise as is dealt in by wholesale food business houses, and in connection therewith, equipment, materials, and supplies, used in the conduct of such business, subject to a "Keystone" restriction, between Chicago, Ill., on the one hand, and, on the other, points in Wisconsin.

Canned foods, subject to a "Keystone" restriction, from Blue Island, Ill., to St. Paul, South St. Paul, Minneapolis, and Minnesota Transfer, Minn.: from South St. Paul, Minn., to Grand Forks, N. Dak., Chicago and Rockford, Ill., and points in that part of Wisconsin on and east of a line beginning at the junction of the Wisconsin-Illinois-Iowa State lines, near Dubuque, Iowa, and extending along the Mississippi River to La Crosse, Wis., thence along U. S. Highway 53 to Cameron, Wis., and on and south of a line beginning at Cameron, Wis., and extending along U. S. Highway 8 to the Wisconsin-Michigan State line: from Chicago, Ill. to St. Paul, Minneapolis, South St. Paul, Winona, and Rochester, Minn., and La Crosse, Wis.

Fresh meats, dairy products, and packing-house products, and supplies, from South St. Paul, Minn., to Grand Forks, N. Dak., Chicago and Rockford, Ill., and points in the Wisconsin Territory specified above: from Chicago, Ill., to St. Paul, Minneapolis, South St. Paul, Winona and Rochester, Minn., and La Crosse, Wis.

Fresh meats, canned foods, dairy products, and packing-house products and supplies, subject to a "Keystone" restriction, from South St. Paul, Minn., to points in that part of Illinois on and north of U. S. Highway 6 (except Chicago and Rockford, Ill.).

Dairy and similar food products and supplies, between points in that part of Minnesota on, south and east of U. S. Highway 8, and on and east of U. S. Highway 169, including Columbia Heights, Robbinsdale, St. Louis Park, and Hopkins, Minn. (in the so-called Twin Cities area), points in that part of Wisconsin on and south of U. S. Highway 8, and points in that part of Illinois on and north of U. S. Highway 6.

Canned foods, and materials, supplies and equipment used or useful in vegetable canning businesses, subject to a "Keystone" restriction, between Durand, River Falls, and Cumberland, Wis., Duluth, Minn., points in that part of Wisconsin on and south of Wisconsin Highway 54 and on and east of U. S. Highway 51, points in that part of Minnesota on and east of U. S. Highway 169, on and south of Minnesota Highway 36, and on and north of U. S. Highway 14, points in that part of Iowa on and east of U. S. Highway 69, on and north of Iowa Highway 92 and U. S. Highway 67, and on and south of U. S. Highway 18, and points in that part of Illinois on and north of U. S. Highway 36.

Vegetable canning machinery, from Muscatine, Iowa, and Chicago, Ill., to Oostburg, Eden, Mount Calvary, and Plymouth, Wis.

Such commodities as are dealt in by the persons who operate business for the manufacture, sale, and distribution of general merchandise direct to consumers, subject to a "Keystone" restriction, from Freeport, Ill., to Dubuque, Iowa, and Minneapolis, Minn.

Printers' rollers, spices, paper boxes and cartons, and returned or rejected shipments, from Minneapolis, Minn., to Freeport, Ill.

Dairy products, dairy by-products, manufactured or prepared foods, and materials, supplies, and equipment used or useful in the production thereof, and *household goods* as defined by the Commission, subject to a "Keystone" restriction, between St. Louis, Mo., Barron, Rice Lake, Superior, and Ashland, Wis., and Duluth, Minn., points in that part of Wisconsin on and south of Wisconsin Highway 64 from Marinette to Merrill, Wis., on and east of U. S. Highway 51 from Merrill to Wausau, Wis., on and south of Wisconsin Highway 29 from Wausau, Wis., to junction U. S. Highway 12, near Elk Mound, Wis., and on and south of U. S. Highway 12 from said junction to the Wisconsin-Minnesota State line, including points in Kewaunee and Door Counties, Wis., points in that part of Minnesota on and east of U. S.

Highway 169 and on and south of U. S. Highway 12, Ottumwa, Burlington, and Keokuk, Iowa, and points in that part of Iowa on and south of U. S. Highway 18 from Marquette to Garner, Iowa, on and east of U. S. Highway 69 from Garner to Des Moines, Iowa, and on and north of U. S. Highway 6 from Des Moines to Davenport, Iowa, points in that part of Illinois on and north of U. S. Highway 36, points in Indiana, and points in Michigan except those in that part of the lower peninsula of Michigan north of the northern boundary of Muskegon, Kent, Montcalm, Gratiot, Midland, Gladwin, Arenac, and Iosco Counties, Mich.

Manufactured and prepared foods, between points in that part of Minnesota, on, south, and east of U. S. Highway 8 and north of U. S. Highway 12, and points west of U. S. Highway 169 within the Minneapolis-St. Paul, Minn., Commercial Zone, as defined by the Commission, on the one hand, and, on the other, points in that part of Wisconsin on and south of U. S. Highway 8, and points in that part of Illinois on and north of U. S. Highway 6.

Dairy products, dairy by-products, and manufactured or prepared foods, subject to a "Keystone" restriction, from points in that part of Wisconsin north of a line beginning at Marinette, Wis., and extending along Wisconsin Highway 64 to Merrill, Wis., thence along U. S. Highway 51 to Wausau, Wis., thence along Wisconsin Highway 29 to junction U. S. Highway 12, near Elk Mound, Wis., and thence along U. S. Highway 12 to the Wisconsin-Minnesota State line, except Barron, Rice Lake, Superior, and Ashland, Wis., to Midway, Minn.

Canned foods, and canning and labeling machinery, subject to a "Keystone" restriction, between Milltown, Frederic, Clear Lake, and Ladysmith, Wis., on the one hand, and, on the other, Ottumwa, Burlington, and Keokuk, Iowa, and points in that part of Iowa on and north of U. S. Highway 6 from Des Moines to Davenport, Iowa, on and south of U. S. Highway 18 from Marquette to Garner, Iowa, and on and east of U. S. Highway 69 from Garner to Des Moines, Iowa, and points in that part of Illinois on and north of U. S. Highway 36 (except Chicago, Ill.).

No. MC 32017 (Sub No. 2) filed October 21, 1957, JOSEPH BRILL, doing business as BRILL'S EXPRESS CO., 306 Bowery, New York, N. Y. Applicant's attorney: Harold Sacks, 261 Fifth Avenue, New York 16, N. Y. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 32017, dated January 28, 1949. *Hats, and materials, supplies, and equipment*, used in the manufacture, sale, and display thereof, over irregular routes, between New York, N. Y., on the one hand, and, on the other, points in Hudson, Union, Bergen, Middlesex, Essex, Passaic, and Somerset Counties, N. J.

Men and boys' haberdashery, subject to a "Keystone" restriction, from New York, N. Y., to points in Hudson, Union, Bergen, Middlesex, Essex, Passaic, and

Somerset Counties, N. J.; and *rejected shipments* of men and boys' haberdashery, on return.

No. MC 88866 (Sub No. 3) filed October 14, 1957, TATCO TRUCKING CORP., 56 Maspeth Avenue, Brooklyn 11, N. Y. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 88866, dated April 25, 1950. *Display advertising material*, over regular routes, between New York, N. Y., and Boston, Mass., and Washington, D. C., serving the intermediate point of Philadelphia, Pa.

Advertising displays, over irregular routes, between New York, N. Y., on the one hand, and, on the other, points in Connecticut, Delaware, the District of Columbia, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, and Rhode Island.

No. MC 93132 (Sub No. 5) filed October 21, 1957, GEORGE H. LOESCHER, doing business as DIXON RAPID TRANSFER, P. O. Box 35, Dixon, Ill. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 93132 (Sub No. 1) dated January 30, 1942.

Produce, over irregular routes, from Dixon, Ill., to Freeport and Sterling, Ill.

Malt beverages and advertising matter, from St. Louis, Mo., to Dixon, Freeport, and Sterling, Ill.; and *empty malt beverage containers*, on return.

No. MC 104784 (Sub No. 1) filed November 5, 1957, LAWRENCE SACKS & SIDNEY SACKS, a Partnership, doing business as SACKS TRUCKING CO., 404 Grand Street, Brooklyn 11, N. Y. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 104784, dated December 10, 1956.

Candies and confectionery, and advertising matter used in the sale of the aforementioned commodities, from Brooklyn, N. Y., to points in Bergen, Essex, Hudson, Middlesex, Monmouth, Morris, Passaic, and Union Counties, N. J., and Albany, Greene, Orange, Rockland, and Ulster Counties, N. Y., and *damaged or rejected shipments* of the above-specified commodities, on return.

No. MC 104973 (Sub No. 2) filed December 6, 1957, EARLE M. GARDNER, Pine Plains, New York. Applicant's attorney: William F. Leahey, 4 Liberty Street, Poughkeepsie, N. Y. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 104973, dated October 21, 1949.

Agricultural lime, over irregular routes, from Canaan, Conn., and Ashley Falls, Mass., to Pine Plains, N. Y., and points in New York within ten miles of Pine Plains.

Fertilizer, from Kearny and South Kearny, N. J., to Pine Plains, N. Y., and points in New York within ten miles of Pine Plains.

NOTE: Applicant is authorized to conduct operations as a *common carrier* in Certificate No. MC 101868 dated February 10, 1953.

No. MC 106727 (Sub No. 2) filed November 17, 1957, ANNA M. BARNES, doing business as A. B. TRANSPORTATION, 909 Watson Street, Beaverton, Oregon. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 106727, dated January 11, 1950.

Liquid petroleum products, in tank trucks, over irregular routes, from Attalia, and Vancouver, Wash., and The Dalles, Umatilla, Portland, Willbridge, and Linnton, Oreg., to points in Twin Falls, Jerome, Godding, Washington, Payette, Gem, Canyon, Elmore, Ada, Owyhee, Boise, Camas, Blaine, Minidoka, Cassia, Valley, Adams, Butte, and Custer Counties, Idaho.

No. MC 109811 (Sub No. 7) filed October 9, 1957, LEONHARDT TRUCKING, INC., 214 South Boston, Galion, Ohio. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 109811, acquired through MC-FC 59989. Permit has not been issued in the name of Leonhardt Trucking, Inc., as of this date.

Grave vaults, lime spreaders, coal conveyors, platform bodies, semi-bodies, cement spreaders, and lift-tail gates, over irregular routes, from Galion, Ohio, to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia.

Truck dump bodies, hoists, coal conveyors, platform bodies, and lift-tail gates, from Bowling Green, Ohio, to the above-specified destination points.

Truck dump bodies, and hoists, from Galion, Ohio, to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, Missouri, Minnesota, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, District of Columbia, West Virginia, and Wisconsin.

No. MC 111177 (Sub No. 2) filed December 13, 1957, ROBERT G. JONES, doing business as R. G. JONES TRUCKING COMPANY, 721 Cloverdale Drive,

Hutchinson, Kans. Applicant's attorney: J. Wm. Townsend, 641 Harrison Street, Topeka, Kans. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permits:

No. MC 111177, dated June 9, 1950.

Malt beverages, over irregular routes, from Golden, Colo., to Wichita, Kans., and *empty malt beverage containers*, on return.

No. MC 111177 (Sub No. 1) dated May 12, 1950.

Malt beverages, and advertising matter when shipped with malt beverages, over irregular routes, from Golden, Colo., to Hutchinson and Salina, Kans., and *empty malt beverage containers*, on return.

No. MC 111290 (Sub No. 15) filed December 2, 1957, WILSON BROTHERS TRUCK LINE, INC., 700 East Fairview, Carthage, Mo. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permits:

No. MC 111290, dated October 15, 1953.

Dairy products as defined by the Commission, over irregular routes, from Carthage, Mo., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, and South Carolina, and *used empty containers* for the packaging of the above-specified commodities, on return.

Canned or processed citrus fruits and juices (except frozen citrus fruits and juices), from Lake Wales, Fla., and points within ten miles thereof, Dade City, Lake Alfred, Dundee, and Groveland, Fla., to points in Missouri, Kansas, Oklahoma, Nebraska, and Iowa.

No. MC 111290 (Sub No. 7), dated January 23, 1956.

Butter, cheese, eggs (except frozen eggs), and *dressed poultry* (except frozen dressed poultry), from Topeka, Burlington, Concordia, Garnett, Hanover, Independence, Manhattan, Marion, Marysville and Winfield, Kans., to Birmingham, Montgomery and Mobile, Ala., Pensacola, Tallahassee, Jacksonville, Tampa, Miami and Port Palm Beach, Fla., Columbus, Macon, Atlanta and Augusta, Ga., Shreveport, Baton Rouge, Thibodaux, Lafayette, New Orleans, and DeRidder, La., Jackson, Vicksburg, Meridian, and Hattiesburg, Miss., Asheville, Charlotte, Greensboro, Raleigh, Winston-Salem, and Fayetteville, N. C., Spartanburg, Columbia and Greenville, S. C., and Memphis, Nashville, Chattanooga, Knoxville, and Johnson City, Tenn.

No. MC 111735 (Sub No. 1) filed October 22, 1957, HARRY A. DECATO AND EUGENE J. DECATO, doing business as DECATO BROS. TRUCKING CO., Dartmouth College Highway, Lebanon, N. H. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 111735, dated June 9, 1950.

Liquid sugar, sugar syrup, and invert sugar, in bulk, in tank trucks, over irregular routes, from Boston, Mass., to points in Maine, New Hampshire, and Vermont, and return.

NOTE: Applicant conducts *common carrier* operations by virtue of Certificate No. MC 55898 and Sub numbers thereunder.

No. MC 111982 (Sub No. 1) filed December 9, 1957, FINISHERS DELIVERY SERVICE INC., 41 East 28th Street, New York 13, N. Y. (also 616 Clinton Street, Hoboken, N. J.). For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 111982, dated August 27, 1951.

Textiles, over irregular routes, between New York, N. Y., and Paterson, N. J.

No. MC 112306 (Sub No. 10) filed December 16, 1957, C & R TRANSFER CO., 502 East Sixth Street, Sioux Falls, South Dakota. Applicant's attorney: H. Lauren Lewis, Wilson Terminal Building, P. O. Box 747, Sioux Falls, South Dakota. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 112306 (Sub No. 7), dated February 17, 1955.

Fertilizer, over irregular routes, from Sioux Falls, S. Dak., to points in Iowa, Minnesota, Nebraska, and North Dakota.

NOTE: Carrier is authorized to conduct contract carrier operations under Permit Nos. MC 112306 (Sub No. 4) and (Sub No. 8). However, carrier is filing petition for revocation of the rights in the Subs 4 and 8, and does not wish to convert same.

No. MC 112628 (Sub No. 1) filed October 25, 1957, B & W TRANSPORT INCORPORATED, 306 North Main Street, Cape Girardeau, Mo. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 112628, dated June 28, 1957.

Petroleum and petroleum products, in bulk, in tank vehicles, over irregular routes, from Cape Girardeau, Mo., and points within ten miles thereof, to points in Illinois on and south of U. S. Highway 40, the northern boundary passing through East St. Louis, Collinsville, Pocahtontas, Mulberry Grove, Vandalia, Brownstown, Effingham, Montrose, Greenup, Casey, Martinsville, and Marshall.

No. MC 114465 (Sub No. 1) filed October 22, 1957, R. D. SIMPSON, doing business as CENTRAL STATES EXPRESS, 2323 Delaware Avenue, Des Moines, Iowa. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 114465, dated April 26, 1954.

Agricultural implements and parts, over irregular routes, from Des Moines, Iowa, and points within six miles thereof, to points in Indiana, Illinois, Ohio, and Michigan.

No. MC 114553 (Sub No. 3) filed October 23, 1957, DUDLEY TRUCKING COMPANY, INC., 717 Memorial Drive SE., Atlanta, Ga. For authority to operate as a *common carrier* of the same com-

modities between the same points or within the same territory as authorized in the following permits:

No. MC 114553, dated March 12, 1957. *Bakery products*, over a specified regular route, from Atlanta, Ga., to Chattanooga, Tenn., serving no intermediate points, and *empty containers* for bakery products on return.

NOTE: Applicant has been issued interim permit No. MC 114553 (Sub No. 2) dated November 12, 1957, covering the transportation of:

Bakery products, over irregular routes, from plant sites of Southern Bakery Company, Dortsch Baking Company, Peter Pan Baking Company, and Colonial Baking Company, in Atlanta, Ga., to points in Alabama, Florida, North Carolina, South Carolina, Virginia, and Tennessee (except Chattanooga): from plant sites of Wiseman Baking Company, Todd Baking Company, and Parish Baking Company, in Rome, Ga., to points in Alabama, Florida, North Carolina, South Carolina, Virginia, and Tennessee; and

Stale bakery products and *empty containers* used in transporting the bakery products specified above, from the above-specified destination points to their respective origin points.

The operations authorized herein are limited to a transportation service to be performed, under a continuing contract, or contracts, with specified shippers.

No. MC 115223 (Sub No. 2) filed October 17, 1957, J. W. JACKS doing business as ARKANSAS-FLORIDA FREIGHT LINES, Route 1, Box 400, Brinkley, Ark. Applicant's attorney: Ed E. Ashbaugh, 902 Wallace Building, Little Rock, Ark. For authority to operate as a *common carrier* of the same commodities between the same points or within the same territory as authorized in the following permit:

No. MC 115223 (Sub No. 1), dated June 13, 1957.

Rice and *rice byproducts* in containers, over irregular routes, from points in Cross and Poinsett Counties, Ark., to points in Florida.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F. R. Doc. 58-150; Filed, Jan. 8, 1958;
8:45 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-3657]

GULF POWER CO.

NOTICE OF PROPOSED ISSUANCE AND SALE OF BONDS AT COMPETITIVE BIDDING, ISSUANCE OF SHORT-TERM NOTES TO BANKS AND ISSUANCE OF BONDS FOR SINKING FUND PURPOSES

DECEMBER 31, 1957.

Notice is hereby given that Gulf Power Company ("Gulf"), a public-utility subsidiary of The Southern Company ("Southern"), a registered holding company, has filed with this Commission a declaration pursuant to the Public Util-

ity Holding Company Act of 1935 ("act"), designating sections 6 (a) and 7 of the act and Rule U-50 thereunder as applicable to the proposed transactions, which are summarized as follows:

Gulf proposes to issue and sell, subject to the competitive bidding requirements of Rule U-50, \$8,000,000 principal amount of First Mortgage Bonds, -- percent Series due 1988. The interest rate (which shall be a multiple of $\frac{1}{8}$ of 1 percent and the price, exclusive of accrued interest, to be paid to Gulf (which shall not be less than 99 percent, or more than 102 $\frac{3}{4}$ percent of the principal amount) will be determined by the competitive bidding. The bonds will be issued under an Indenture, dated as of September 1, 1941, between Gulf and The Chase National Bank of the City of New York, and The Citizens & Peoples National Bank of Pensacola, as Trustees, as heretofore supplemented and to be further supplemented by a Supplemental Indenture to be dated as of February 1, 1958.

The net proceeds from the above sale of bonds are to be applied toward the construction or acquisition of permanent improvements, extensions and additions to Gulf's utility plant and to the payment of short-term bank loans estimated to aggregate \$2,990,000 as is more fully described below. Gulf estimates that total expenditures for property additions for 1958 will aggregate \$13,371,233 and in order to finance such program, Gulf will use cash on hand in excess of operating requirements, interest and dividends, including in such cash the proceeds from the proposed sale of bonds and \$1,000,000 expected to be received in 1958 from the sale to Southern of additional shares of common stock. Gulf estimates that, except for the incurring of short-term bank loans of \$2,200,000 toward the end of 1958 it will not be necessary to sell any additional securities in 1958.

According to the filing Gulf will have incurred short-term bank loans at December 16, 1957 in the amount of \$1,990,000 pursuant to the exemption afforded by the first sentence of section 6 (b) of the act. Gulf now proposes to incur, during January 1958, additional short-term bank loans aggregating \$1,000,000. This indebtedness will be evidenced by two unsecured promissory notes in the amount of \$500,000 each, one such note, to mature within 90 days, is to be issued to Irving Trust Company and the other note, to mature in six months, is to be issued to The Chase Manhattan Bank. The notes are expected to be issued in January 1958 and are to bear interest at the prime rate prevailing at the date of closing (currently $4\frac{1}{2}$ percent).

Gulf, further, proposes to issue \$275,000 principal amount of First Mortgage Bonds, $3\frac{3}{4}$ percent Series due 1984 and to surrender such bonds to the Trustee under the Indenture to satisfy a portion of the sinking fund requirements provided for in the Indenture to be satisfied on or prior to June 1, 1958. The balance of such requirement is to be satisfied by the deposit of cash.

The fees and expenses to be paid in connection with the proposed issuance and sale of bonds at competitive bidding

are to be supplied by amendment. No fees or expenses are to be incurred in connection with the proposed bank loans other than the fee of company counsel estimated at \$150. The fees and expenses to be paid in connection with the issuance of the bonds for sinking fund purposes are estimated at \$1,300, including \$500 for company counsel.

It is represented that the issuance and sale of Bonds at competitive bidding and for sinking fund purposes are subject to the jurisdiction of the Florida Railroad and Public Utilities Commission, and that a copy of that commission's order entered in respect thereof will be supplied by amendment.

Notice is further given that any interested person may, not later than January 15, 1958 at 5:30 p. m., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law, if any, raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D. C. At any time after said date the declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may grant exemption from its rules as provided in Rules U-20 (a) and U-100, or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 58-173; Filed, Jan. 8, 1958;
8:45 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

[Vesting Order SA-207]

HUNGARIAN GENERAL CREDITBANK

In re: Debt owing to the Hungarian General Creditbank, also known as Ungarische Allgemeine Creditbank, and as Magyar Általános Hitelbank; F-34-228.

Under the authority of Title II of the International Claims Settlement Act of 1949, as amended (69 Stat. 562), Executive Order 10644, November 7, 1955 (20 F. R. 8363), Department of Justice Order No. 106-55, November 23, 1955 (20 F. R. 8993), and pursuant to law, after investigation, it is hereby found and determined:

1. That the property described as follows: That certain debt or other obligation of The American Express Company, Inc., New York Agency, 65 Broadway, New York 6, New York, arising out of an account entitled, "Hungarian General Bank and Trading Co. Ltd., Budapest, Hungary," maintained by the aforesaid corporation, together with any and all rights to demand, enforce and collect the same,

is property within the United States which was blocked in accordance with

Executive Order 8389, as amended, and remained blocked on August 9, 1955, and which is, and as of September 15, 1947, was, owned directly or indirectly by the Hungarian General Creditbank, also known as Ungarische Allgemeine Creditbank, and as Magyar Altalanos Hitelbank, Budapest, Hungary, a national of Hungary as defined in said Executive Order 8389, as amended.

2. That the property described herein is not owned directly by a natural person.

There is hereby vested in the Attorney General of the United States the property described above, to be administered, sold, or otherwise liquidated, in accordance with the provisions of Title II of the International Claims Settlement Act of 1949, as amended.

It is hereby required that the property described above be paid, conveyed, transferred, assigned and delivered to or for the account of the Attorney General of the United States in accordance with directions and instructions issued by or for the Assistant Attorney General, Director, Office of Alien Property, Department of Justice.

The foregoing requirement and any supplement thereto shall be deemed instructions or directions issued under Title II of the International Claims Settlement Act of 1949, as amended. Attention is directed to section 205 of said Title II (69 Stat. 562) which provides that:

Any payment, conveyance, transfer, assignment, or delivery of property made to the President or his designee pursuant to this title, or any rule, regulation, instruction, or direction issued under this title, shall to the extent thereof be a full acquittance and discharge for all purposes of the obligation of the person making the same; and no person shall be held liable in any court for or in respect of any such payment, conveyance, transfer, assignment, or delivery made in good faith in pursuance of and in reliance on the provisions of this title, or of any rule, regulation, instruction, or direction issued thereunder.

Executed at Washington, D. C., on January 2, 1958.

For the Attorney General.

[SEAL] DALLAS S. TOWNSEND,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 58-178; Filed, Jan. 8, 1958;
8:47 a. m.]

[Vesting Order SA-208]

HUNGARIAN GENERAL CREDITBANK

In re: Debt owing to the Hungarian General Creditbank, also known as Ungarische Allgemeine Creditbank, and as Magyar Altalanos Hitelbank; F-34-228.

Under the authority of Title II of the International Claims Settlement Act of 1949, as amended (69 Stat. 562), Executive Order 10644, November 7, 1955 (20 F. R. 8363), Department of Justice Order No. 106-55, November 23, 1955 (20 F. R. 8993), and pursuant to law, after investigation, it is hereby found and determined:

1. That the property described as follows: That certain debt or other obliga-

tion of the Bankers Trust Company, 16 Wall Street, New York 15, New York, arising out of an account entitled, "Hungarian General Bank, Ltd., Budapest, Hungary," maintained at the aforesaid bank, together with any and all rights to demand, enforce and collect the same, is property within the United States which was blocked in accordance with Executive Order 8389, as amended, and remained blocked on August 9, 1955, and which is, and as of September 15, 1947, was, owned directly or indirectly by the Hungarian General Creditbank, also known as Ungarische Allgemeine Creditbank, and as Magyar Altalanos Hitelbank, Budapest, Hungary, a national of Hungary as defined in said Executive Order 8389, as amended.

2. That the property described herein is not owned directly by a natural person.

There is hereby vested in the Attorney General of the United States the property described above, to be administered, sold, or otherwise liquidated, in accordance with the provisions of Title II of the International Claims Settlement Act of 1949, as amended.

It is hereby required that the property described above be paid, conveyed, transferred, assigned and delivered to or for the account of the Attorney General of the United States in accordance with directions and instructions issued by or for the Assistant Attorney General, Director, Office of Alien Property, Department of Justice.

The foregoing requirement and any supplement thereto shall be deemed instructions or directions issued under Title II of the International Claims Settlement Act of 1949, as amended. Attention is directed to section 205 of said Title II (69 Stat. 562) which provides that:

Any payment, conveyance, transfer, assignment, or delivery of property made to the President or his designee pursuant to this title, or any rule, regulation, instruction, or direction issued under this title, shall to the extent thereof be a full acquittance and discharge for all purposes of the obligation of the person making the same; and no person shall be held liable in any court for or in respect of any such payment, conveyance, transfer, assignment, or delivery made in good faith in pursuance of and in reliance on the provisions of this title, or of any rule, regulation, instruction, or direction issued thereunder.

Executed at Washington, D. C., on January 2, 1958.

For the Attorney General.

[SEAL] DALLAS S. TOWNSEND,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 58-179; Filed, Jan. 8, 1958;
8:47 a. m.]

[Vesting Order SA-209]

HUNGARIAN GENERAL CREDITBANK

In re: Debt owing to the Hungarian General Creditbank, also known as Ungarische Allgemeine Creditbank, and as Magyar Altalanos Hitelbank; F-34-228.

Under the authority of Title II of the International Claims Settlement Act of 1949, as amended (69 Stat. 562), Executive Order 10644, November 7, 1955 (20 F. R. 8363), Department of Justice Order No. 106-55, November 23, 1955 (20 F. R. 8993), and pursuant to law, after investigation, it is hereby found and determined:

1. That the property described as follows: That certain debt or other obligation of Brown Brothers Harriman & Co., 59 Wall Street, New York 5, N. Y., arising out of an account entitled, "Hungarian General Bank and Trading Co., Ltd., Blocked Account," maintained by the aforesaid bank, together with any and all rights to demand, enforce and collect the same,

is property within the United States which was blocked in accordance with Executive Order 8389, as amended, and remained blocked on August 9, 1955, and which is, and as of September 15, 1947, was, owned directly or indirectly by the Hungarian General Creditbank, also known as Ungarische Allgemeine Creditbank, and as Magyar Altalanos Hitelbank, Budapest, Hungary, a national of Hungary as defined in said Executive Order 8389, as amended.

2. That the property described herein is not owned directly by a natural person.

There is hereby vested in the Attorney General of the United States the property described above, to be administered, sold, or otherwise liquidated, in accordance with the provisions of Title II of the International Claims Settlement Act of 1949, as amended.

It is hereby required that the property described above be paid, conveyed, transferred, assigned and delivered to or for the account of the Attorney General of the United States in accordance with directions and instructions issued by or for the Assistant Attorney General, Director, Office of Alien Property, Department of Justice.

The foregoing requirement and any supplement thereto shall be deemed instructions or directions issued under Title II of the International Claims Settlement Act of 1949, as amended. Attention is directed to section 205 of said Title II (69 Stat. 562) which provides that:

Any payment, conveyance, transfer, assignment, or delivery of property made to the President or his designee pursuant to this title, or any rule, regulation, instruction, or direction issued under this title, shall to the extent thereof be a full acquittance and discharge for all purposes of the obligation of the person making the same; and no person shall be held liable in any court for or in respect of any such payment, conveyance, transfer, assignment, or delivery made in good faith in pursuance of and in reliance on the provisions of this title, or of any rule, regulation, instruction, or direction issued thereunder.

Executed at Washington, D. C., on January 2, 1958.

For the Attorney General.

[SEAL] DALLAS S. TOWNSEND,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 58-180; Filed, Jan. 8, 1958;
8:47 a. m.]

[Vesting Order SA-210]

HUNGARIAN GENERAL CREDITBANK

In re: Debts owing to the Hungarian General Creditbank, also known as Ungarische Allgemeine Creditbank, and as Magyar Altalanos Hitelbank; F-34-228.

Under the authority of Title II of the International Claims Settlement Act of 1949, as amended (69 Stat. 562), Executive Order 10644, November 7, 1955 (20 F. R. 8363), Department of Justice Order No. 106-55, November 23, 1955 (20 F. R. 8993), and pursuant to law, after investigation, it is hereby found and determined:

1. That the property described as follows:

a. That certain debt or other obligation of the Chemical Corn Exchange Bank, 165 Broadway, New York 15, New York, successor to The Corn Exchange Bank Trust Company, arising out of an account entitled, "Hungarian General Credit Bank, Budapest, Hungary," maintained at the aforesaid bank, together with any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation of the Chemical Corn Exchange Bank, 165 Broadway, New York 15, New York, successor to The Corn Exchange Bank Trust Company, arising out of an account entitled, "Corn Exchange Bank Trust Company Dollar Drafts on their Correspondents—Dormant, March 18, 1939, 107608G," maintained at the aforesaid bank, together with any and all rights to demand, enforce and collect the same,

c. That certain debt or other obligation of the Chemical Corn Exchange Bank, 165 Broadway, New York 15, New York, successor to the Chemical Bank & Trust Company, arising out of an account entitled, "Hungarian General Bank & Trading Company Limited, Budapest, Hungary, Blocked Account," maintained at the aforesaid bank, together with any and all rights to demand, enforce and collect the same, and

d. That certain debt or other obligation of the Chemical Corn Exchange Bank, 165 Broadway, New York 15, New York, successor to the Chemical Bank & Trust Company, arising out of an account entitled, "Hungarian General Creditbank, Budapest, Hungary, our Dollar Drafts on Foreign Accounts Outstanding—Dormant," maintained at the aforesaid bank, together with any and all rights to demand, enforce and collect the same,

is property within the United States which was blocked in accordance with Executive Order 8389, as amended, and remained blocked on August 9, 1955, and which is, and as of September 15, 1947, was, owned directly or indirectly by the Hungarian General Creditbank, also known as Ungarische Allgemeine Creditbank, and as Magyar Altalanos Hitelbank, Budapest, Hungary, a national of

Hungary as defined in said Executive Order 8389, as amended.

2. That the property described herein is not owned directly by a natural person.

There is hereby vested in the Attorney General of the United States the property described above, to be administered, sold, or otherwise liquidated, in accordance with the provisions of Title II of the International Claims Settlement Act of 1949, as amended.

It is hereby required that the property described above be paid, conveyed, transferred, assigned and delivered to or for the account of the Attorney General of the United States in accordance with directions and instructions issued by or for the Assistant Attorney General, Director, Office of Alien Property, Department of Justice.

The foregoing requirement and any supplement thereto shall be deemed instructions or directions issued under Title II of the International Claims Settlement Act of 1949, as amended. Attention is directed to section 205 of said Title II (69 Stat. 562) which provides that:

Any payment, conveyance, transfer, assignment, or delivery of property made to the President or his designee pursuant to this title, or any rule, regulation, instruction, or direction issued under this title, shall to the extent thereof be a full acquittance and discharge for all purposes of the obligation of the person making the same; and no person shall be held liable in any court for or in respect of any such payment, conveyance, transfer, assignment, or delivery made in good faith in pursuance of and in reliance on the provisions of this title, or of any rule, regulation, instruction, or direction issued thereunder.

Executed at Washington, D. C., on January 2, 1958.

For the Attorney General.

[SEAL] DALLAS S. TOWNSEND,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 58-181; Filed, Jan. 8, 1958;
8:47 a.m.]

[Vesting Order SA-211]

HUNGARIAN GENERAL CREDITBANK

In re: Debt owing to the Hungarian General Creditbank, also known as Ungarische Allgemeine Creditbank, and as Magyar Altalanos Hitelbank; F-34-228.

Under the authority of Title II of the International Claims Settlement Act of 1949, as amended (69 Stat. 562), Executive Order 10644, November 7, 1955 (20 F. R. 8363), Department of Justice Order No. 106-55, November 23, 1955 (20 F. R. 8993), and pursuant to law, after investigation, it is hereby found and determined:

1. That the property described as follows: That certain debt or other obligation of The Chase Manhattan Bank, 18 Pine Street, New York 15, New York, arising out of an account entitled "Hungarian General Bank and Trading Co. Ltd., Budapest, Hungary, Old Blocked Account," maintained at the aforesaid bank, together with any and all rights to demand, enforce and collect the same,

is property within the United States which was blocked in accordance with Executive Order 8389, as amended, and remained blocked on August 9, 1955, and which is, and as of September 15, 1947, was, owned directly or indirectly by the Hungarian General Creditbank, also known as Ungarische Allgemeine Creditbank, and as Magyar Altalanos Hitelbank, Budapest, Hungary, a national of Hungary as defined in said Executive Order 8389, as amended.

2. That the property described herein is not owned directly by a natural person.

There is hereby vested in the Attorney General of the United States the property described above, to be administered, sold, or otherwise liquidated, in accordance with the provisions of Title II of the International Claims Settlement Act of 1949, as amended.

It is hereby required that the property described above be paid, conveyed, transferred, assigned and delivered to or for the account of the Attorney General of the United States in accordance with directions and instructions issued by or for the Assistant Attorney General, Director, Office of Alien Property, Department of Justice.

The foregoing requirement and any supplement thereto shall be deemed instructions or directions issued under Title II of the International Claims Settlement Act of 1949, as amended. Attention is directed to section 205 of said Title II (69 Stat. 562) which provides that:

Any payment, conveyance, transfer, assignment, or delivery of property made to the President or his designee pursuant to this title, or any rule, regulation, instruction, or direction issued under this title, shall to the extent thereof be a full acquittance and discharge for all purposes of the obligation of the person making the same; and no person shall be held liable in any court for or in respect of any such payment, conveyance, transfer, assignment, or delivery made in good faith in pursuance of and in reliance on the provisions of this title, or of any rule, regulation, instruction, or direction issued thereunder.

Executed at Washington, D. C., on January 2, 1958.

For the Attorney General.

[SEAL] DALLAS S. TOWNSEND,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 58-182; Filed, Jan. 8, 1958;
8:47 a. m.]